

File No. 161285

Committee Item No. 1

Board Item No. 8

COMMITTEE/BOARD OF SUPERVISORS

AGENDA PACKET CONTENTS LIST

Committee: Land Use and Transportation

Date December 5, 2016

Board of Supervisors Meeting

Date December 13, 2016

Cmte Board

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Completed by: Victor Young Date December 2, 2016
 Completed by: Alisa Somera Date December 5, 2016

1 [Real Property Acquisition - Sidewalks Along Portions of Van Ness Avenue and South Van
2 Ness Avenue]

3 Ordinance authorizing the Director of Property to agree to acquire and accept the State
4 of California's relinquishment of all its right, title, and interest in and to the sidewalks
5 along portions of Van Ness Avenue (between Lombard Street and Market Street),
6 portions of South Van Ness Avenue (between Market Street and Plum Street), and the
7 underlying real property (if any and without warranty), except as otherwise excepted
8 and reserved by the State of California; authorizing the placement of such sidewalks
9 and real property, upon acquisition, under the jurisdiction of Public Works; authorizing
10 additional official City actions required to consummate the relinquishment of the
11 sidewalks, as defined herein; authorizing the Director of Public Works to amend an
12 existing Delegated Maintenance Agreement with the State of California regarding
13 shared maintenance of portions of Van Ness Avenue and maintenance cost allocation,
14 upon relinquishment of the sidewalks; waiving fees and bonding requirements for the
15 State of California that would be otherwise applicable to excavation permits; waiving
16 the required 90-days' notice of intention to relinquish set forth in California Streets and
17 Highways Code, Section 73; adopting the Planning Department's determination that
18 such acquisition is consistent with the General Plan, and the eight priority policies of
19 Planning Code, Section 101.1; and adopting the Planning Department's determination
20 under the California Environmental Quality Act.

21 NOTE: Unchanged Code text and uncodified text are in plain Arial font.
22 Additions to Codes are in single-underline italics Times New Roman font.
23 Deletions to Codes are in ~~strikethrough italics Times New Roman font~~.
24 Board amendment additions are in double-underlined Arial font.
25 Board amendment deletions are in ~~strikethrough Arial font~~.
Asterisks (* * * *) indicate the omission of unchanged Code
subsections or parts of tables.

1 Be it ordained by the People of the City and County of San Francisco:

2
3 Section 1. General Findings.

4 (a) Van Ness Avenue, a 125-foot wide avenue generally situated between Nob and
5 Russian Hills, the Tenderloin, and Civic Center Plaza to the east, and Cow Hollow, Pacific
6 Heights, the Western Addition, and Hayes Valley to the west, was originally intended to
7 function as San Francisco's central north-south spine. Despite grand hopes for Van Ness
8 Avenue, development of properties along the avenue was initially slow and the U.S. Coast
9 Survey of 1869 indicated only scattered structures. By the 1920s, aside from several large
10 apartment buildings, automobile-oriented businesses, including grandiose showrooms,
11 emerged as the most common use between Civic Center and Jackson Street. After the
12 Second World War, the designation of the majority of Van Ness Avenue as U.S. Highway 101
13 led to the use of the avenue as a primary vehicular thoroughfare and the concurrent re-
14 orientation of businesses towards citywide and regional markets.

15 (b) Following the decline and relocation of automobile-oriented businesses, former
16 automobile showrooms have been converted into restaurants, offices, and mixed use
17 residential developments. Given the relocation of the auto showroom businesses and
18 ancillary automobile service and parts businesses, numerous properties along Van Ness
19 Avenue have become available for new development or adaptive re-use in recent years.

20 (c) The State of California, acting by and through its Department of Transportation
21 ("Caltrans"), currently exercises regulatory jurisdiction over the portions of Van Ness Avenue
22 designated as U.S. Highway 101, including authority to control encroachments within the
23 State highway right-of-way. Presently, Caltrans has sole authority to approve and issue
24 permits for activities on State highway right-of-way, and Caltrans does not issue
25 encroachment permits to allow building structures (e.g., bay windows, cornices, and

1 decorative features extending beyond the surface of a building) to extend into the State
2 highway right-of-way.

3 (d) Pursuant to the Agreement for Maintenance of State Highways in the City of San
4 Francisco approved by the City and County of San Francisco ("City") on June 10, 2009,
5 pursuant to Board of Supervisors Resolution No. 209-09, and as amended on October 27,
6 2011 ("Delegated Maintenance Agreement"), Caltrans previously delegated to the City certain
7 maintenance responsibilities over the State Highways located within the City's jurisdiction as
8 authorized pursuant to the California Streets and Highways Code, including maintenance of
9 the Van Ness Sidewalks. Pursuant to the Delegated Maintenance Agreement, the City
10 currently performs certain maintenance of the Van Ness Sidewalks consistent with the
11 Municipal Code, and Caltrans reimburses the City for such maintenance work according to the
12 Delegated Maintenance Agreement. However, the City has not been delegated authority to
13 grant building structures permission to extend into the State highway right-of-way. A copy of
14 the Delegated Maintenance Agreement and of Resolution No. 209-09 are on file with the
15 Clerk of the Board of Supervisors in File No. 090630.

16 (e) The Van Ness Area Plan of the General Plan (as amended pursuant to Ordinance
17 No. 144-13, a copy of which is on file with the Clerk of the Board of Supervisors in File No.
18 130508) contains a variety of urban design objectives and policies that are difficult to
19 implement without authorizing encroachment upon the sidewalks along Van Ness Avenue,
20 including: encouraging development which "reinforces topography and urban pattern, and
21 defines and gives variety to the avenue" (Van Ness Plan, Urban Design Objective 5),
22 encouraging a regular street wall and harmonious building forms along Van Ness Avenue
23 (Van Ness Plan, Urban Design Policy 5.2), encouraging full lot development resulting in a
24 maximum number of dwelling units (Van Ness Plan, Urban Design Policy 5.5), designing
25 exterior facades which complement and enhance significant works of architecture along Van

1 Ness Avenue (Van Ness Plan, Urban Design Policy 6.1), and differentiating bases of buildings
2 and incorporating detail at ground level through variety in materials, color, texture, and
3 architectural projections (Van Ness Plan, Urban Design Policy 6.4).

4 (f) The Van Ness Area Plan of the General Plan also contains multiple streetscape
5 objectives and policies that are difficult to implement without authorizing encroachment upon
6 the sidewalks along Van Ness Avenue, including: creating an attractive street and sidewalk
7 space which contributes to the transformation of Van Ness Avenue into a residential
8 boulevard (Van Ness Plan, Streetscape Objective 8), requiring sponsors of major renovation
9 or new development projects to improve and maintain the sidewalk space abutting their
10 properties according to the guidelines contained in the Van Ness Plan (Van Ness Plan,
11 Streetscape Policy 8.1), planting and maintaining trees within the sidewalk space and the
12 median strip (Van Ness Plan, Streetscape Policy 8.2), providing attractive street furniture at
13 convenient locations and intervals throughout the length of the street (Van Ness Plan,
14 Streetscape Policy 8.9), and placing new or replacement bus shelters between the trees along
15 the tree line of the sidewalk and attaching benches to the ground and located between the
16 trees along the tree line of the sidewalk adjacent to bus stops (Van Ness Plan, Streetscape
17 Policy 8.9).

18 (g) The City has adopted policies such as the Better Streets Plan, which took effect on
19 January 16, 2011 pursuant to Ordinance No. 310-10, a copy of which is on file with the Clerk
20 of the Board of Supervisors in File No. 101193, and the City remains engaged in
21 implementing the Better Streets Plan and other efforts to revitalize neighborhoods and
22 activate spaces along streets and sidewalks throughout the City. City residents have
23 expressed significant interest in revitalizing and activating the sidewalks along Van Ness
24 Avenue.

25

1 (h) For the reasons set forth above, Caltrans desires to relinquish to the City, at no
2 cost to the City and without warranty, all of Caltrans' right, title, and interest in and to portions
3 of sidewalks along Van Ness Avenue (between Lombard Street and Market Street), portions
4 of sidewalks along South Van Ness Avenue (between Market Street and Plum Street), and
5 the real property underlying such sidewalks, if any (together, the "Van Ness Sidewalks"), as
6 depicted in Sheet 1 through Sheet 9 of the Caltrans map titled "Right of Way Relinquishment,
7 REL. NO. 56130," dated as of August 2016, on file with the Clerk of the Board of Supervisors
8 in File No. _____ and incorporated herein by reference.

9 (i) Caltrans proposes to relinquish to the City all of Caltrans' right, title, and interest in
10 and to the Van Ness Sidewalks, at no cost to the City and without warranty, after the Board of
11 Supervisors approves this ordinance, and following approval of the relinquishment by the
12 California Transportation Commission ("CTC") by way of a resolution. A copy of the proposed
13 resolution (the "CTC Resolution") and of the other documents required to effectuate the
14 State's relinquishment and the City's acceptance of the Van Ness Sidewalks and underlying
15 real property are on file with the Clerk of the Board of Supervisors in File No. _____ and are
16 incorporated herein by reference. It is anticipated that if this ordinance is enacted in
17 December 2016, the CTC will consider passage of the CTC Resolution in January 2017. After
18 passage of a resolution in substantial conformance with the CTC Resolution, the
19 relinquishment of Caltrans' right, title, and interest in and to the Van Ness Sidewalks to the
20 City shall become effective upon the recordation of a certified copy of the approved CTC
21 Resolution by the City Assessor-Recorder ("Effective Date of Sidewalk Relinquishment").
22

23 Section 2. Environmental and General Plan Findings.

24 (a) The Planning Department has determined that the actions contemplated in this
25 ordinance qualify for a categorical exemption under the California Environmental Quality Act

1 (California Public Resources Code Sections 21000 et seq.). Said determination is on file with
2 the Clerk of the Board of Supervisors in File No. ____ and is incorporated herein by reference.
3 The Board of Supervisors adopts this determination as its own.

4 (b) In the above-referenced determination on file with the Clerk of the Board of
5 Supervisors in File No. ____, the Planning Department also determined that the actions
6 contemplated in this ordinance are consistent, on balance, with the City's General Plan and
7 eight priority policies of Planning Code Section 101.1. The Board adopts this determination
8 as its own.

9
10 Section 3. Authorizing Director of Property to Accept the Van Ness Sidewalks and
11 Underlying Real Property.

12 (a) Caltrans has offered to relinquish, without warranty, all of its right, title, and interest
13 in and to the Van Ness Sidewalks to the City, subject to Caltrans' reservation of an easement
14 granting Caltrans certain rights to construct, maintain, replace, remove, and renew existing
15 State-owned facilities located in the Van Ness Sidewalks, including electrical, signal, signage,
16 and other State Highway appurtenances, all subject to the City's ownership of the Van Ness
17 Sidewalks and the exercise of jurisdictional and permitting authority over the Van Ness
18 Sidewalks by the Department of Public Works ("Public Works").

19 (b) Caltrans' relinquishment of the Van Ness Sidewalks to the City will require
20 amendments to the Delegated Maintenance Agreement consistent with this ordinance and an
21 approved resolution that substantially conforms with the CTC Resolution.

22 (c) In DPW Order No. _____, which is on file with the Clerk of the Board of
23 Supervisors in File No. _____ and is incorporated by reference herein, Public Works
24 has recommended that the Board of Supervisors authorize the Director of Property to accept
25

1 the Van Ness Sidewalks and place the Van Ness Sidewalks in the jurisdiction of Public
2 Works.

3 (d) In addition, in DPW Order No. _____, Public Works has recommended that the
4 Board of Supervisors approve any amendments to the Delegated Maintenance Agreement
5 contemplated or required to conform with this ordinance and the approved CTC Resolution.

6 (e) In DPW Order No. _____, Public Works has also recommended that the Board of
7 Supervisors authorize waiver of: (1) the requirement that Caltrans provide the City 90-days'
8 notice regarding the relinquishment of the Van Ness Sidewalks pursuant to California Streets
9 and Highways Code Section 73, and (2) all permit fees and bonding requirements associated
10 with construction work that Caltrans or its contractors perform in the Van Ness Sidewalks
11 following the Effective Date of Sidewalk Relinquishment.

12 (f) The Board of Supervisors hereby accepts and approves Public Works'
13 recommendation in DPW Order No. ____ and authorizes: (1) waiver of the requirement that
14 Caltrans provide the City 90-days' notice regarding the relinquishment of the Van Ness
15 Sidewalks pursuant to California Streets and Highways Code Section 73, (2) the Director of
16 Property to accept all of Caltrans' right, title, and interest in and to the Van Ness Sidewalks
17 upon the CTC's approval of a resolution in substantial conformance with the CTC Resolution,
18 (3) the Director of Property to place the Van Ness Sidewalks in the jurisdiction of Public Works
19 upon the Effective Date of Sidewalk Relinquishment, and (4) the Director of Public Works to
20 amend the Delegated Maintenance Agreement as contemplated or required to conform with
21 this ordinance upon the Effective Date of Sidewalk Relinquishment.

22
23 Section 4. Additional Requested Official Actions.

24 (a) In accordance with the recommendation of the Director of Public Works and the
25 Director of Property, the Board of Supervisors hereby authorizes the Director of Property to

1 accept all of Caltrans' right, title, and interest in and to the Van Ness Sidewalks and to enter
2 into any agreements, such as easement agreements, and agree to any waivers and
3 indemnities of the State of California that are determined to be appropriate by the Director of
4 Property in consultation with the City Attorney's Office in a form approved by the City
5 Attorney's Office.

6 (b) Upon acquisition of the Van Ness Sidewalks, the Board of Supervisors dedicates
7 the Van Ness Sidewalks for public use, designates these areas for street and roadway
8 purposes, and authorizes the placement of the Van Ness Sidewalks under Public Works'
9 jurisdiction.

10 (c) The Board of Supervisors excludes the Van Ness Sidewalks from City maintenance
11 and liability, and the liability, maintenance, and repair of said sidewalks shall remain the duty
12 of the owner of any property adjacent to the Van Ness Sidewalks to keep the Van Ness
13 Sidewalks in good repair and condition pursuant to the Municipal Code.

14 (d) Upon approval of this ordinance, the Clerk of the Board of Supervisors is hereby
15 authorized to send four certified copies of this ordinance to Caltrans at an address to be
16 provided by the Director of Public Works.

17 (e) Upon the CTC's approval of a resolution in substantial conformance with the CTC
18 Resolution, the Director of Property, on behalf of the City, is hereby authorized to and shall
19 accept and have recorded by the County Clerk, or shall agree to Caltrans' request for the
20 County Clerk's recordation of, a certified copy of the resolution approved by the CTC and one
21 or more relinquishment maps for the relinquishment of all of Caltrans' right, title, and interest
22 in and to the Van Ness Sidewalks to the City. In addition, upon the CTC's approval of a
23 resolution in substantial conformance with the CTC Resolution, the Director of Property, on
24 behalf of the City, is hereby authorized to take any and all steps (including, but not limited to
25 the execution and delivery of any and all deeds, leases, certificates, notices, consents,

1 instructions, and documents) as the Director of Property, in consultation with the City
2 Attorney's Office, deems necessary or appropriate to consummate the relinquishment of all of
3 Caltrans' right, title, and interest in and to the Van Ness Sidewalks.

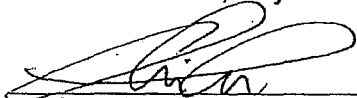
4 (f) Within 30 days of the Effective Date of Sidewalk Relinquishment, a copy of the
5 recorded CTC resolution shall be delivered to the Clerk of the Board of Supervisors.
6

7 Section 5. Waiver of Permit Fees and Bonding Requirements. Notwithstanding any
8 contrary provision of the Public Works Code, for construction in the Van Ness Sidewalks that
9 Caltrans or its contractor(s) perform, the Board of Supervisors hereby waives: (a) all permit
10 fees associated with such work in the Van Ness Sidewalks, and (b) all bonding requirements.
11

12 Section 6. Effective Date. This ordinance shall become effective 30 days after
13 enactment. Enactment occurs when the Mayor signs the ordinance, the Mayor returns the
14 ordinance unsigned or does not sign the ordinance within ten days of receiving it, or the Board
15 of Supervisors overrides the Mayor's veto of the ordinance.
16

17 APPROVED AS TO FORM:
18 DENNIS J. HERRERA, City Attorney

19 By:



20 Christopher T. Tom
21 Deputy City Attorney

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23
24
25

FILE NO.

LEGISLATIVE DIGEST

[Real Property Acquisition - Sidewalks Along Portions of Van Ness Avenue and South Van Ness Avenue]

Ordinance authorizing the Director of Property to agree to acquire and accept the State of California's relinquishment of all its right, title, and interest in and to the sidewalks along portions of Van Ness Avenue (between Lombard Street and Market Street), portions of South Van Ness Avenue (between Market Street and Plum Street), and the underlying real property (if any and without warranty), except as otherwise excepted and reserved by the State of California; authorizing the placement of such sidewalks and real property, upon acquisition, under the jurisdiction of the Department of Public Works; authorizing additional official City actions required to consummate the relinquishment of the sidewalks; authorizing the Director of Public Works to amend an existing Delegated Maintenance Agreement with the State of California regarding shared maintenance of portions of Van Ness Avenue and maintenance cost allocation, upon relinquishment of the sidewalks; waiving fees and bonding requirements for the State of California that would be otherwise applicable to excavation permits; waiving the required 90-days' notice of intention to relinquish set forth in California Streets and Highways Code, Section 73; adopting the Planning Department's determination that such acquisition is consistent with the General Plan and the Eight Priority Policies of Planning Code, Section 101.1; and adopting the Planning Department's determination under the California Environmental Quality Act.

Existing Law

Generally, the Department of Public Works (DPW) regulates specified activities on the dedicated public right-of-way in accordance with the Public Works Code and other Municipal Codes. The public right-of-way consists of streets, sidewalks, ways and other public places as further defined in Public Works Code Sections 2.4.4(t) and 244. The State of California, acting by and through its Department of Transportation ("Caltrans"), currently exercises regulatory jurisdiction over the portions of Van Ness Avenue designated as U.S. Highway 101, including authority to control encroachments within the State highway right-of-way. Presently, Caltrans has sole authority to approve and issue permits for activities on State highway right-of-way, and Caltrans does not issue encroachment permits to allow building structures (e.g., bay windows, cornices, and decorative features extending beyond the surface of a building) to extend into the State highway right-of-way. The Van Ness Area Plan of the General Plan contains a variety of urban design and streetscape objectives and policies that are difficult to implement without authorizing encroachment upon the sidewalks along Van Ness Avenue, including: creating an attractive street and sidewalk space which contributes to the transformation of Van Ness Avenue into a residential boulevard (Van Ness Plan, Streetscape Objective 8) and encouraging full lot development resulting in a maximum number of dwelling units (Van Ness Plan, Urban Design Policy 5.5).

FILE NO.

Amendments to Current Law

Caltrans desires to relinquish to the City, at no cost to the City and without warranty, all of Caltrans' right, title, and interest in and to portions of sidewalks along Van Ness Avenue (between Lombard Street and Market Street), portions of sidewalks along South Van Ness Avenue (between Market Street and Plum Street), and real property underlying such sidewalks, if any (together the "Van Ness Sidewalks"). This ordinance is the first step of a multiple-step process required to effectuate the relinquishment of sidewalks from Caltrans to the City pursuant to California Streets and Highways Code Section 73. This ordinance would authorize the Director of Property to agree to acquire and accept the State of California's relinquishment of all its right, title, and interest in and to the Van Ness Sidewalks, subject to an easement granting Caltrans certain rights to construct, maintain, replace, remove and renew existing State-owned facilities located in the Van Ness Sidewalks, including electrical, signal, signage, and other State Highway appurtenances. In addition, the ordinance would: (1) authorize the placement of the Van Ness Sidewalks and real property (if any), upon acquisition by the City, under the jurisdiction of the Department of Public Works; (2) authorize the Director of Public Works to amend an existing Delegated Maintenance Agreement with Caltrans regarding shared maintenance of portions of Van Ness Avenue and maintenance cost allocation, upon relinquishment of the sidewalks; (3) authorize additional official City actions required to consummate the relinquishment of the Van Ness Sidewalks; (4) waive fees and bonding requirements for the State of California that would be otherwise applicable to excavation permits; (5) waive the required 90-days' notice of intention to relinquish set forth in California Streets and Highways Code Section 73; (6) adopt the Planning Department's determination that such acquisition is consistent with the General Plan and the Eight Priority Policies of Planning Code, Section 101.1; and (7) adopt the Planning Department's determination under the California Environmental Quality Act.

After the enactment of this ordinance, the California Transportation Commission ("CTC") would need to adopt a resolution authorizing the relinquishment of State Highway Right-of-Way consistent with this ordinance. The relinquishment of the Van Ness Sidewalks would become effective only upon the recordation of a certified copy of the approved CTC resolution authorizing the relinquishment of the Van Ness Sidewalks. In order for the CTC resolution to be recorded, it must be accompanied by a certificate of acceptance executed by the City's Director of Property.

Background Information

The purpose of this ordinance is to facilitate implementation of the Better Streets Plan and the multiple General Plan objectives and policies discussed in greater detail in this ordinance and the corresponding General Plan Review and DPW Order, activation of the Van Ness Sidewalks, and streamlining of Public Works' permitting of activities on or about the Van Ness Sidewalks.

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Office of the City and County Surveyor
1155 Market Street, 3rd Floor
San Francisco, Ca 94103
(415) 554-5827 www.sfdpw.org



Edwin M. Lee, Mayor
Mohammed Nuru, Director

Bruce R. Storrs, City and County Surveyor

DPW Order No: 185497

Determination to recommend that the Board of Supervisors approve legislation authorizing the Director of Property to agree to acquire and accept the State of California's relinquishment of the sidewalks along portions of Van Ness Avenue, between Lombard Street and Market Street, and portions of South Van Ness Avenue, between Market Street and Plum Street, and all its right, title, and interest to the underlying real property (if any and without warranty), except as otherwise excepted and reserved by the State of California; authorizing the placement of such sidewalks and real property, upon acquisition, under the jurisdiction of the Department of Public Works; authorizing agreement to waive the required 90-days' notice of intention to relinquish set forth in California Streets and Highways Code Section 73; authorizing the Director of Public Works to amend an existing Delegated Maintenance Agreement with the State of California regarding shared maintenance of portions of Van Ness Avenue and maintenance cost allocation, upon relinquishment of the sidewalks; and waiving fees and bonding requirements for the State of California that would be otherwise applicable to excavation permits.

WHEREAS, As described herein and discussed in greater detail in the proposed ordinance ("Van Ness Sidewalks Ordinance") and the General Plan Referral transmitted with this order, the State of California ("Caltrans") desires to relinquish to the City and County of San Francisco ("City"), at no cost to the City and without warranty, all of Caltrans' right, title, and interest in and to portions of sidewalks along Van Ness Avenue (between Lombard Street and Market Street), portions of sidewalks along South Van Ness Avenue (between Market Street and Plum Street), and the real property underlying such sidewalks (together the "Van Ness Sidewalks"), as depicted in the set of maps titled "Right of Way Relinquishment, REL. NO. 56130"; and

WHEREAS, Caltrans currently exercises regulatory jurisdiction over the portions of Van Ness Avenue designated as U.S. Highway 101, including authority to control encroachments within the State highway right-of-way; and

WHEREAS, Presently, Caltrans has sole authority to approve and issue permits for activities on State highway right-of-way, and Caltrans does not issue encroachment permits to allow building structures (e.g., bay windows, cornices, and decorative features extending beyond the surface of a building) to extend into the State highway right-of-way; and

WHEREAS, Pursuant to the Agreement for Maintenance of State Highways in the City of San Francisco, dated as of July 2, 2009 ("Delegation Agreement") and approved by the City on June



10, 2009, pursuant to Board of Supervisors Resolution No. 209-09, Caltrans previously delegated to the City certain maintenance responsibilities over the State Highways located within the City's jurisdiction as authorized pursuant to the California Streets and Highways Code, including maintenance of the Van Ness Sidewalks; and

WHEREAS, Pursuant to the Delegation Agreement, the City currently performs certain maintenance of the Van Ness Sidewalks consistent with the Municipal Code, and Caltrans reimburses the City for such maintenance work according to the Delegation Agreement; however, the City has not been delegated authority to grant building structures permission to extend into the State highway right-of-way; and

WHEREAS, The Van Ness Area Plan of the General Plan (as amended pursuant to Ordinance No. 144-13, a copy of which is on file with the Clerk of the Board of Supervisors in File No. 130508) contains a variety of urban design objectives and policies that are difficult to implement without authorizing encroachment upon the sidewalks along Van Ness Avenue, including: encouraging development which "reinforces topography and urban pattern, and defines and gives variety to the avenue" (Van Ness Plan, Urban Design Objective 5), encouraging a regular street wall and harmonious building forms along Van Ness Avenue (Van Ness Plan, Urban Design Policy 5.2), encouraging full lot development resulting in a maximum number of dwelling units (Van Ness Plan, Urban Design Policy 5.5), designing exterior facades which complement and enhance significant works of architecture along Van Ness Avenue (Van Ness Plan, Urban Design Policy 6.1), and differentiating bases of buildings and incorporating detail at ground level through variety in materials, color, texture, and architectural projections (Van Ness Plan, Urban Design Policy 6.4); and

WHEREAS, The Van Ness Area Plan of the General Plan also contains multiple streetscape objectives and policies that are difficult to implement without authorizing encroachment upon the sidewalks along Van Ness Avenue, including: creating an attractive street and sidewalk space which contributes to the transformation of Van Ness Avenue into a residential boulevard (Van Ness Plan, Streetscape Objective 8), requiring sponsors of major renovation or new development projects to improve and maintain the sidewalk space abutting their properties according to the guidelines contained in the Van Ness Plan (Van Ness Plan, Streetscape Policy 8.1), planting and maintaining trees within the sidewalk space and the median strip (Van Ness Plan, Streetscape Policy 8.2), providing attractive street furniture at convenient locations and intervals throughout the length of the street (Van Ness Plan, Streetscape Policy 8.9), and placing new or replacement bus shelters between the trees along the tree line of the sidewalk and attaching benches to the ground and located between the trees along the tree line of the sidewalk adjacent to bus stops (Van Ness Plan, Streetscape Policy 8.9); and

WHEREAS, The City has adopted policies such as the Better Streets Plan, which took effect on January 16, 2011 pursuant to Ordinance No. 310-10, a copy of which is on file with the Clerk of the Board of Supervisors in File No. 101193, and the City remains engaged in implementing the Better Streets Plan and other efforts to revitalize neighborhoods and activate spaces along streets and sidewalks throughout the City;

WHEREAS, City residents have expressed significant interest in revitalizing and activating the sidewalks along Van Ness Avenue; and



WHEREAS, In a letter to Caltrans dated June 14, 2016, Public Works formally requested to initiate discussions regarding the terms of a no-cost transfer of the Van Ness Sidewalks from Caltrans to the City; and

WHEREAS, In a letter to Public Works dated August 19, 2016, Caltrans stated the State of California “wishes to relinquish” the Van Ness Sidewalks and requested a Board of Supervisors resolution accepting the relinquishment and the City’s agreement to waive the 90-days’ notice of “Intention to Relinquish” requirement set forth in California Streets and Highways Code Section 73; and

WHEREAS, Caltrans proposes to relinquish to the City all of Caltrans’ right, title, and interest in and to the Van Ness Sidewalks, at no cost to the City and without warranty, after the Board of Supervisors approves the Van Ness Sidewalks Ordinance, and following approval of the relinquishment by the California Transportation Commission (“CTC”) by way of a resolution (“CTC Resolution”); and

WHEREAS, It is anticipated that if the Van Ness Sidewalks Ordinance is enacted in December 2017, the CTC will consider passage of the CTC Resolution in January 2017, and after passage of the CTC Resolution, the relinquishment of Caltrans’ right, title, and interest in and to the Van Ness Sidewalks to the City will become effective upon the recordation of a certified copy of the approved CTC Resolution by the City Assessor-Recorder; and

WHEREAS, In General Plan Referral, Case No. 2016-014961GPR, dated November 22, 2016, the Planning Department found that Caltrans’ proposed relinquishment of the Van Ness Sidewalks to the City is, on balance, consistent with the General Plan and the eight priority policies of Planning Code Section 101.1; and

WHEREAS, In General Plan Referral, Case No. 2016-014961GPR, the Planning Department also determined the actions contemplated in this order qualify for a Categorical Exemption from environmental review under CEQA Guidelines Section 15060(c) and 15378; and

WHEREAS, Caltrans’ relinquishment of the Van Ness Sidewalks to the City would facilitate implementation of the Better Streets Plan and the multiple General Plan objectives and policies discussed in the General Plan Referral and in this order, activation of the Van Ness Sidewalks, and streamlining Public Works’ permitting of activities on or about the Van Ness Sidewalks.

NOW THEREFORE BE IT ORDERED THAT:

The Director recommends that the Board of Supervisors adopt the Van Ness Sidewalks Ordinance and recommends that such ordinance: (i) authorize the Director of Property to accept the Van Ness Sidewalks and place the Van Ness Sidewalks in the jurisdiction of Public Works, (ii) authorize the Director of Public Works to approve any amendments to the Delegated Maintenance Agreement contemplated or required to conform with this ordinance, (iii) authorize the Director of Property to accept the Van Ness Sidewalks and place the Van Ness Sidewalks in the jurisdiction of Public Works, (iv) authorize the Director of Public Works to approve any amendments to the Delegated Maintenance Agreement contemplated or required to conform with this ordinance and the approved CTC Resolution, (v) authorize waiver of the requirement that Caltrans provide the City 90-day notice regarding the relinquishment of the Van Ness Sidewalks pursuant to California Streets and Highways Code Section 73, and (vi) authorize waiver of all



permit fees and bonding requirements associated with construction work that Caltrans or its contractors perform on the Van Ness Sidewalks following the effective date of relinquishment of the Van Ness Sidewalks.

The preceding recommendation is based on the Director's review and approval of the following documents either attached hereto or referenced herein:

1. Draft California Transportation Commission Resolution that has been reviewed and modified by the City Attorney's Office.
2. Caltrans Maps titled "Right of Way Relinquishment, REL. NO. 56130" (dated August 2016), Sheets 1 through 9.

The Director recommends the Board of Supervisors approve all actions set forth herein and heretofore taken by the Officers of the City with respect to the Van Ness Sidewalks Ordinance. The Director further recommends the Board of Supervisors authorize the Mayor, Clerk of the Board, Director of Property, County Surveyor, and Director of Public Works to take any and all actions which they or the City Attorney may deem necessary or advisable in order to effectuate the purpose and intent of the Van Ness Sidewalks Ordinance.

12/1/2016

12/1/2016

X Bruce R. Storrs

Storrs, Bruce
City and County Surveyor
Signed by: Storrs, Bruce

X Mohammed Nuru

Nuru, Mohammed
Director
Signed by: Nuru, Mohammed



**CITY AND COUNTY OF SAN FRANCISCO
DEPARTMENT OF PUBLIC WORKS
ORDER NO.**

Determination to recommend that the Board of Supervisors approve legislation authorizing the Director of Property to agree to acquire and accept the State of California's relinquishment of the sidewalks along portions of Van Ness Avenue, between Lombard Street and Market Street, and portions of South Van Ness Avenue, between Market Street and Plum Street, and all its right, title, and interest to the underlying real property (if any and without warranty), except as otherwise excepted and reserved by the State of California; authorizing the placement of such sidewalks and real property, upon acquisition, under the jurisdiction of the Department of Public Works; authorizing agreement to waive the required 90-days' notice of intention to relinquish set forth in California Streets and Highways Code Section 73; authorizing the Director of Public Works to amend an existing Delegated Maintenance Agreement with the State of California regarding shared maintenance of portions of Van Ness Avenue and maintenance cost allocation, upon relinquishment of the sidewalks; and waiving fees and bonding requirements for the State of California that would be otherwise applicable to excavation permits.

WHEREAS, As described herein and discussed in greater detail in the proposed ordinance ("Van Ness Sidewalks Ordinance") and the General Plan Referral transmitted with this order, the State of California ("Caltrans") desires to relinquish to the City and County of San Francisco ("City"), at no cost to the City and without warranty, all of Caltrans' right, title, and interest in and to portions of sidewalks along Van Ness Avenue (between Lombard Street and Market Street), portions of sidewalks along South Van Ness Avenue (between Market Street and Plum Street), and the real property underlying such sidewalks (together the "Van Ness Sidewalks"), as depicted in the set of maps titled "Right of Way Relinquishment, REL. NO. 56130"; and

WHEREAS, Caltrans currently exercises regulatory jurisdiction over the portions of Van Ness Avenue designated as U.S. Highway 101, including authority to control encroachments within the State highway right-of-way; and

WHEREAS, Presently, Caltrans has sole authority to approve and issue permits for activities on State highway right-of-way, and Caltrans does not issue encroachment permits to allow building structures (e.g., bay windows, cornices, and decorative features extending beyond the surface of a building) to extend into the State highway right-of-way; and

WHEREAS, Pursuant to the Agreement for Maintenance of State Highways in the City of San Francisco, dated as of July 2, 2009 ("Delegation Agreement") and approved by the City on June 10, 2009, pursuant to Board of Supervisors Resolution No. 209-09, Caltrans previously delegated to the City certain maintenance responsibilities over the State Highways located within the City's jurisdiction as authorized pursuant to the California Streets and Highways Code, including maintenance of the Van Ness Sidewalks; and

WHEREAS, Pursuant to the Delegation Agreement, the City currently performs certain maintenance of the Van Ness Sidewalks consistent with the Municipal Code, and Caltrans reimburses the City for such maintenance work according to the Delegation Agreement; however, the City has not been delegated authority to grant building structures permission to extend into the State highway right-of-way; and

WHEREAS, The Van Ness Area Plan of the General Plan (as amended pursuant to Ordinance No. 144-13, a copy of which is on file with the Clerk of the Board of Supervisors in File No. 130508) contains a variety of urban design objectives and policies that are difficult to implement

without authorizing encroachment upon the sidewalks along Van Ness Avenue, including: encouraging development which “reinforces topography and urban pattern, and defines and gives variety to the avenue” (Van Ness Plan, Urban Design Objective 5), encouraging a regular street wall and harmonious building forms along Van Ness Avenue (Van Ness Plan, Urban Design Policy 5.2), encouraging full lot development resulting in a maximum number of dwelling units (Van Ness Plan, Urban Design Policy 5.5), designing exterior facades which complement and enhance significant works of architecture along Van Ness Avenue (Van Ness Plan, Urban Design Policy 6.1), and differentiating bases of buildings and incorporating detail at ground level through variety in materials, color, texture, and architectural projections (Van Ness Plan, Urban Design Policy 6.4); and

WHEREAS, The Van Ness Area Plan of the General Plan also contains multiple streetscape objectives and policies that are difficult to implement without authorizing encroachment upon the sidewalks along Van Ness Avenue, including: creating an attractive street and sidewalk space which contributes to the transformation of Van Ness Avenue into a residential boulevard (Van Ness Plan, Streetscape Objective 8), requiring sponsors of major renovation or new development projects to improve and maintain the sidewalk space abutting their properties according to the guidelines contained in the Van Ness Plan (Van Ness Plan, Streetscape Policy 8.1), planting and maintaining trees within the sidewalk space and the median strip (Van Ness Plan, Streetscape Policy 8.2), providing attractive street furniture at convenient locations and intervals throughout the length of the street (Van Ness Plan, Streetscape Policy 8.9), and placing new or replacement bus shelters between the trees along the tree line of the sidewalk and attaching benches to the ground and located between the trees along the tree line of the sidewalk adjacent to bus stops (Van Ness Plan, Streetscape Policy 8.9); and

WHEREAS, The City has adopted policies such as the Better Streets Plan, which took effect on January 16, 2011 pursuant to Ordinance No. 310-10, a copy of which is on file with the Clerk of the Board of Supervisors in File No. 101193, and the City remains engaged in implementing the Better Streets Plan and other efforts to revitalize neighborhoods and activate spaces along streets and sidewalks throughout the City;

WHEREAS, City residents have expressed significant interest in revitalizing and activating the sidewalks along Van Ness Avenue; and

WHEREAS, In a letter to Caltrans dated June 14, 2016, Public Works formally requested to initiate discussions regarding the terms of a no-cost transfer of the Van Ness Sidewalks from Caltrans to the City; and

WHEREAS, In a letter to Public Works dated August 19, 2016, Caltrans stated the State of California “wishes to relinquish” the Van Ness Sidewalks and requested a Board of Supervisors resolution accepting the relinquishment and the City’s agreement to waive the 90-days’ notice of “Intention to Relinquish” requirement set forth in California Streets and Highways Code Section 73; and

WHEREAS, Caltrans proposes to relinquish to the City all of Caltrans’ right, title, and interest in and to the Van Ness Sidewalks, at no cost to the City and without warranty, after the Board of Supervisors approves the Van Ness Sidewalks Ordinance, and following approval of the relinquishment by the California Transportation Commission (“CTC”) by way of a resolution (“CTC Resolution”); and

WHEREAS, It is anticipated that if the Van Ness Sidewalks Ordinance is enacted in December 2017, the CTC will consider passage of the CTC Resolution in January 2017, and after passage of the CTC Resolution, the relinquishment of Caltrans’ right, title, and interest in and to the Van

Ness Sidewalks to the City will become effective upon the recordation of a certified copy of the approved CTC Resolution by the City Assessor-Recorder; and

WHEREAS, In General Plan Referral, Case No. 2016-014961GPR, dated November 22, 2016, the Planning Department found that Caltrans' proposed relinquishment of the Van Ness Sidewalks to the City is, on balance, consistent with the General Plan and the eight priority policies of Planning Code Section 101.1; and

WHEREAS, In General Plan Referral, Case No. 2016-014961GPR, the Planning Department also determined the actions contemplated in this order qualify for a Categorical Exemption from environmental review under CEQA Guidelines Section 15060(c) and 15378; and

WHEREAS, Caltrans' relinquishment of the Van Ness Sidewalks to the City would facilitate implementation of the Better Streets Plan and the multiple General Plan objectives and policies discussed in the General Plan Referral and in this order, activation of the Van Ness Sidewalks, and streamlining Public Works' permitting of activities on or about the Van Ness Sidewalks.

NOW THEREFORE BE IT ORDERED THAT:

The Director recommends that the Board of Supervisors adopt the Van Ness Sidewalks Ordinance and recommends that such ordinance: (i) authorize the Director of Property to accept the Van Ness Sidewalks and place the Van Ness Sidewalks in the jurisdiction of Public Works, (ii) authorize the Director of Public Works to approve any amendments to the Delegated Maintenance Agreement contemplated or required to conform with this ordinance, (iii) authorize the Director of Property to accept the Van Ness Sidewalks and place the Van Ness Sidewalks in the jurisdiction of Public Works, (iv) authorize the Director of Public Works to approve any amendments to the Delegated Maintenance Agreement contemplated or required to conform with this ordinance and the approved CTC Resolution, (v) authorize waiver of the requirement that Caltrans provide the City 90-day notice regarding the relinquishment of the Van Ness Sidewalks pursuant to California Streets and Highways Code Section 73, and (vi) authorize waiver of all permit fees and bonding requirements associated with construction work that Caltrans or its contractors perform on the Van Ness Sidewalks following the effective date of relinquishment of the Van Ness Sidewalks.

The preceding recommendation is based on the Director's review and approval of the following documents either attached hereto or referenced herein:

1. Draft California Transportation Commission Resolution that has been reviewed and modified by the City Attorney's Office.
2. Caltrans Maps titled "Right of Way Relinquishment, REL. NO. 56130" (dated August 2016), Sheets 1 through 9.

The Director recommends the Board of Supervisors approve all actions set forth herein and heretofore taken by the Officers of the City with respect to the Van Ness Sidewalks Ordinance. The Director further recommends the Board of Supervisors authorize the Mayor, Clerk of the Board, Director of Property, County Surveyor, and Director of Public Works to take any and all actions which they or the City Attorney may deem necessary or advisable in order to effectuate the purpose and intent of the Van Ness Sidewalks Ordinance.

RECOMMENDED:

Bruce R. Storrs
City and County Surveyor

Department of Public Works

Mohammed Nuru
Director
Department of Public Works

(DRAFT) CALIFORNIA TRANSPORTATION COMMISSION
RESOLUTION No. R-xxxx

RELINQUISHMENT OF HIGHWAY RIGHT OF WAY IN THE
CITY AND COUNTY OF SAN FRANCISCO, ROAD 4-SF-101-PM T4.6/6.7
Request No. 56130

WHEREAS, by Ordinance No. _____ adopted on _____, the City and County of San Francisco waived the 90-day notice requirement and agreed to accept title to nonmotorized transportation facilities, namely sidewalks, upon relinquishment thereof to said City and County by the State of California; and

WHEREAS, the State of California has acquired right of way for and has constructed the above-mentioned nonmotorized transportation facilities in the City and County of San Francisco, along State Route 101, between Plum Street and Lombard Street; and

WHEREAS, this Commission has found and determined, and does hereby find and determine, that it is desirable and in the public interest that said nonmotorized transportation facilities and rights to the underlying real property, be relinquished to the City and County of San Francisco, without warranty, for use as city sidewalks and related uses.

NOW, THEREFORE, IT IS VOTED by the California Transportation Commission that it relinquish, and it does hereby relinquish, to the City and County of San Francisco, without

**(DRAFT) CALIFORNIA TRANSPORTATION COMMISSION
RESOLUTION No. R-xxxx**

warranty, effective upon the recordation of a certified copy hereof with the Recorder of the City and County of San Francisco, all of the State of California's right, title and interest in and to said nonmotorized transportation facilities and real property, if any, in said City and County, described as follows:

SEGMENTS 1 through 83, inclusive, as shown on that certain map entitled "REL. NO. 56130 TO THE CITY AND COUNTY OF SAN FRANCISCO" filed _____, in State Highway Map Book No. ____, pages ____ through ____, inclusive, in the office of the Recorder of the City and County of San Francisco.

EXCEPTING and RESERVING therefrom a nonexclusive easement for any and all State-owned facilities necessary for operation of the adjacent State highway, such as lighting, signage, signals and other State highway appurtenances thereto, within Segments 1 through 83, inclusive, and the right to construct, maintain, replace, remove, or renew the existing said State-owned facilities incidental thereto, including, but not limited to, access to protect the facilities from all hazards, in, upon, under and over the areas herewith relinquished, subject to the following requirements: (a) State shall comply with all of the requirements of the San Francisco Municipal Code and the City and County regulations applicable to public right-of-ways, or the reasonable equivalent of such requirements, as

**(DRAFT) CALIFORNIA TRANSPORTATION COMMISSION
RESOLUTION No. R-xxxx**

such requirements may be amended, (b) State shall not be required to pay permit fees or bond for work required to comply with the preceding City and County requirements, and (c) upon completion of the work, at its sole expense State shall repair any damage to City and County property or adjacent private property caused by State or its contractor and shall restore the easement area and any damaged adjacent property to the same or better condition as before the work commenced.

RESERVING ALSO the right to enforce a clear recovery zone within the sidewalks, measuring 1.5 feet in width from the face of the curb, to be kept clear of obstructions by the City and County (except as otherwise approved by the City and County in consultation with the State of California).

AGREEMENT FOR MAINTENANCE OF STATE HIGHWAYS
IN THE CITY OF SAN FRANCISCO

THIS AGREEMENT, is made effective this 2nd day of July, 2009, by and between the State of California, acting by and through its Department of Transportation, hereinafter referred to as "STATE", and the City and County of San Francisco, hereinafter referred to as "CITY".

- I. The Parties desire to provide that CITY will perform specified maintenance functions on the State Highways within CITY's jurisdiction as authorized in section 130 of the Streets and Highways Code.
- II. This Agreement shall supersede any previous agreement for maintenance of the identified portions of those State Highways in the CITY and/or amendments thereto with CITY.
- III. CITY will perform such maintenance work as is specifically delegated to it on the identified State Highway routes, or portions thereof, all as hereinafter described within Exhibit A hereof, or as said Exhibit may be subsequently modified with the consent of the parties acting by and through their authorized representatives.
- IV. The degree or extent of maintenance work to be performed, and the standards therefore, shall be in accordance with the provisions of section 27 of the Streets and Highways Code and the then current edition of the State Maintenance Manual (a copy of which has been provided to CITY), or as may be prescribed from time to time by the District Director. "District Director," as used herein, means the District Director of the Department of Transportation assigned to the Region in which CITY is located, or an authorized representative.
- V. The functions and levels of maintenance service delegated to CITY in the attached Exhibit A, "Delegation of Maintenance", has been considered in setting authorized total dollar amounts. CITY may perform additional work if desired, but STATE will not reimburse CITY for any work not specifically delegated nor for work in excess of the authorized dollar limits established herein.
- VI. A. STATE will reimburse CITY for the actual direct cost of all routine maintenance work performed by CITY as delegated under Exhibit A to this Agreement. It is agreed that during any fiscal year, the maximum expenditure on any State Highway route shall not exceed the amount as shown in Exhibit A to this Agreement unless such expenditure is revised by an amended Agreement or otherwise adjusted or modified as hereinafter provided for.

The cost of operating and maintaining utility-owned and maintained lighting now in

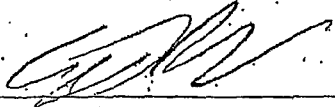
place at the intersection of any State Highway route and any CITY street/road shall be shared as shown in Exhibit B.

- B. The expenditure per route for routine maintenance work, as referred to above, may be increased or decreased, redistributed between routes, or additional expenditures for specific projects may be made, when such adjustment of expenditures for routine maintenance or such specific work is authorized in writing by the District Director or his authorized representative and accepted by CITY as an amendment to Exhibit A.
 - C. Additional expenditures, or an adjustment of expenditures, once authorized shall apply during the fiscal year designated therein and shall not be deemed to permanently modify or change the basic maximum expenditure per route as hereinafter specified. An adjustment of any said maximum expenditure, either an increase or decrease, shall not affect other terms of this Agreement.
- VII. A new Exhibit A, "DELEGATION OF MAINTENANCE" will be provided annually by STATE for each ensuing fiscal year, if necessary, to ensure an equitable annual cost allocation.
- VIII. A. CITY will submit bills in a consistent periodic sequence (monthly, quarterly, semiannually, or annually). Bills for less than \$500 shall not be submitted more than once each quarter. Bills must be submitted promptly following the close of STATE's fiscal year on each June 30th and shall be coded according to STATE's HM Program Code as outlined in this Agreement. Bills submitted for work performed in periods prior to the last fiscal year will be deemed waived and will not be honored.
- B. Maintenance services provided by contract or on a unit-rate basis must exclude overhead costs. An actual cost-based handling charge by CITY for the direct cost of processing this type of bill will be allowed.
- IX. Nothing in the provisions of this Agreement is intended to create duties or obligations to or rights in third parties not parties to this contract or to affect the legal liability of either party to the contract by imposing any standard of care respecting the maintenance of State Highways different from the standard of care imposed by law.
- X. Neither STATE nor any officer or employee thereof is responsible for any injury, damage or liability occurring by reason of anything done or omitted to be done by CITY under or in connection with any work expressly conferred upon CITY by this Agreement. It is understood and agreed that CITY shall fully defend, indemnify and save harmless STATE and all its officers and employees from all claims, suits or actions of every name, kind and description brought forth under, including, but not limited to, tortious, contractual, inverse condemnation and other theories or assertions of liability occurring by reason of anything done or omitted to be done by CITY under or in connection with any work expressly conferred upon CITY by this Agreement.

- XI. Neither CITY nor any officer or employee thereof is responsible for any injury, damage or liability occurring by reason of anything done or omitted to be done by STATE under or in connection with any work expressly conferred upon STATE by this Agreement. It is understood and agreed that STATE shall fully defend, indemnify and save harmless CITY and all its officers and employees from all claims, suits or actions of every name, kind and description brought forth under, including, but not limited to tortious, contractual, inverse condemnation and other theories or assertions of liability occurring by reason of anything done or omitted to be done by STATE under or in connection with any work expressly conferred upon STATE by this Agreement.
- XII. STATE costs and expenses pledged to pay CITY under the terms of this Agreement are conditioned upon the passage of the Annual State Budget Act by the Legislature, the allocation of funding by the California Transportation Commission as appropriate, and the encumbrance of STATE funding to pay CITY's invoices.
- XIII. This Agreement shall remain in full force and effective until amended by the mutual consent of the parties thereto or terminated by either party upon thirty (30) days' notice to the other party.

IN WITNESS WHEREOF, the parties hereto have set their hands and seals the day and year first above written.

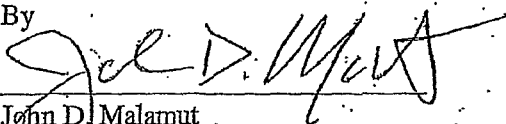
CITY AND COUNTY OF
SAN FRANCISCO



ED REISKIN
Director of Public Works

Approved as to form:


DENNIS J. HERRERA
City Attorney

By


John D. Malamut
Deputy City Attorney

STATE OF CALIFORNIA
DEPARTMENT OF TRANSPORTATION

WILL KEMPTON
Director of Transportation

By


NADER ESHGHIFOUR 7/2/09 Date
Deputy District Director
Maintenance

EXHIBIT "A"

A. DELEGATION OF MAINTENANCE

The specific maintenance function indicated below (and on "EXHIBIT B and C") is hereby delegated to CITY. This delegation of maintenance function set forth herein does not include the control and maintenance areas and functions which rest with CITY under the terms of other executed Freeway Agreements and/or Freeway Maintenance Agreements.

Route No.	Length Miles	Description of Routing	Program Delegated	Maximum Annual Authorized Expenditure
1(a)	5.93	Junipero Serra Boulevard, from south city limits near Interstate 280 Interchange to Nineteenth Avenue; along Nineteenth Avenue from Junipero Serra Boulevard to Cross-Over Drive; along Cross-Over Drive from Nineteenth Avenue to By-Pass Drive; along By-Pass Drive from Cross-Over Drive to Park Presidio Boulevard; along Park Presidio Boulevard from By-Pass Drive to Lake Street, a total length of 5.93 miles.	HM1A, 1B	\$ 92,900.00
			HM2C	2,300.00
			HM2D	69,707.00
			HM2E	10,500.00
			HM4K	62,000.00
(See footnotes 1, 7, 8 and 9*)				
Total authorized, Route 1(a)				\$ 237,407.00
1(b)	1.44	Park Presidio Boulevard from Lake Street to Golden Gate Bridge approach, a total length of 1.44 miles.	None	0.00
Total authorized, Route 1(b)				\$ 0.00
35(a)	2.00	Skyline Boulevard, from south city limits to Sloat Boulevard, a total length of 2.00 miles.	HM2D	7,921.00
			HM4K	3,500.00
(See footnotes 2, 8)				
Total authorized, Route 35(a)				\$ 11,421.00

* Added by Amendment No. 1.

Route No.	Length Miles	Description of Routing	Program Delegated	Maximum Annual Authorized Expenditure
35(b)	1.17	Sloat Boulevard from Skyline Boulevard to Nineteenth Avenue, State Route 1, a total length of 1.17 miles.	HM1A, 1B	11,600.00
			HM2C	1,200.00
			HM2D	15,842.00
			HM2E	0.00
			HM4K	6,500.00
		(See footnotes 3, 7, 8,9)		
			Total authorized, Route 35(b)	\$ 35,142.00
80	4.93	James Lick Freeway from the Division Street Interchange to the San Francisco-Oakland Bay Bridge; also, along the San Francisco-Oakland Bay Bridge to the easterly city limits, a total length of 4.93 miles.	HM2C(R/W)	30,200.00
			HM2D(R/W)	138,621.00
			HM4K	7,000.00
		(See footnote 8)		
			Total authorized, Route 80	\$ 175,821.00
82	0.21	San Jose Avenue from south city limits near Goethe Street to Route 280, a total length of 0.21 mile.	HM1A, 1B	1,200.00
			HM2C	600.00
			HM2D	7,921
			HM2E	0.00
			HM4K	3,500.00
		(See footnotes 4, 7, 8,9)		
			Total authorized, Route 82	\$ 13,221.00

Route No.	Length Miles	Description of Routing	Program Delegated	Maximum Annual Authorized Expenditure
101(a)	5.40	Bayshore and James Lick freeways from south city limits at the San Mateo County Line to the junction of Central Freeway at the Division Street Interchange; also, Central Freeway at the Division Street Interchange to end of freeway at Market Street, a length of 5.40 miles. (See footnote 8)	HM2C(R/W)	\$ 23,200.00
			HM2D(R/W)	39,606.00
			HM4K	7,300.00
			Total authorized, Route 101(a) \$ 70,106.00	
101(b)	2.16	Mission Street from Duboce Avenue to South Van Ness Avenue, southbound South Van Ness Avenue from Erie Street to Mission Street, South Van Ness Avenue from Mission Street to Market Street and Van Ness Avenue from Market Street to Golden Gate Avenue. (See footnote 10) Van Ness Avenue from Golden Gate Avenue to Lombard Street, a length of 2.16 miles (See footnotes 5, 7, 8,9)	HM1A, 1B	34,800.00
			HM2C	1,200.00
			HM2D	126,739.00
			HM2E	0.00
			HM4K	36,000.00
Total authorized, Route 101(b) \$ 198,739.00				
101(c)	1.34	Lombard Street from Van Ness Avenue to Richardson Street, along Richardson Street from Lombard Street to Lyon Street, a length of 1.34 miles (See footnotes 6, 7, 8,9)	HM1A, 1B	23,200.00
			HM2C	0.00
			HM2D	19,011
			HM2E	0.00
			HM4K	26,000.00
Total authorized, Route 101(c) \$ 68,211.00				

Route No.	Length Miles	Description of Routing	Program Delegated	Maximum Annual Authorized Expenditure
280	9.03	Southern Freeway from the San Mateo County Line at the St. Charles Avenue Overcrossing to the end of constructed freeway at Brannan Street, a length of 7.54 miles; also, freeway on and off-ramps from Mission Street to Route 80, a length of 0.76 mile, a total length of 9.03 miles.	HM2C(R/W)	8,200.00
			HM4K	9,200.00
		(See footnote 8)		
			Total authorized, Route 280	\$ 17,400.00
				TOTAL AUTHORIZED EXPENDITURE \$ 827,468.00

Footnotes:

1. Length of street to be cleaned - 18.6 curb miles.
2. Length of street to be cleaned - 4.0 curb miles.
3. Length of street to be cleaned - 4.7 curb miles.
4. Length of street to be cleaned - 0.4 curb miles.
5. Length of street to be cleaned - 10.8 curb miles.
6. Length of street to be cleaned - 5.4 curb miles.
7. CITY shall maintain sidewalks and shall be responsible for any costs therein.
8. CITY will maintain signals and safety lighting on CITY streets at freeway on and off-ramps. STATE will maintain safety lighting of intersections connected to STATE circuits. CITY and STATE will participate in maintenance costs as provided under Program HM4K.
9. Maintenance of landscape areas or other ornamental plantings in the median area will be performed by CITY at no expense to STATE.
10. Adopted as a State highway by California Transportation Commission (Resolution HRA 01-2, December 6, 2000).

B. MAINTENANCE PROGRAM FUNCTIONS:

CITY shall perform only those maintenance functions delegated, as identified, in Section A (Delegation of Maintenance) of this Agreement. A brief description of those maintenance functions delegated to CITY are as follows, identified by STATE's HM Families (Program) codes.

HM1A FLEXIBLE ROADBEDS (Chapter A of STATE Maintenance Manual)

This provides for patching, sealing and maintaining the surface and base courses of asphalt surfaced roadways including asphalt surfaced shoulders. The following problems are included:

1. Crack/ joint repair
2. Poor ride quality
3. Structural pavement failure
4. Potholes/ local depressions
5. Preventive maintenance
6. Miscellaneous

HM1B RIGID ROADBEDS (Chapter B of STATE Maintenance Manual)

This provides for patching, sealing and repairing concrete roadbeds, approaches to bridges, and their appurtenant shoulders and foundations. The following problems are included:

1. Crack/ joint repair
2. Poor ride quality
3. Structural pavement failure
4. Bridge approach/ departure
5. Paved shoulder - preventive maintenance
6. Paved shoulder - repair
7. Miscellaneous

HM2C SLOPES/DRAINAGE/VEGETATION (Chapters C2 and C5 of STATE

Maintenance Manual)

This provides for cleaning, maintaining and repairing culverts, ditches, drains, structures, fences, curbs, sidewalks and other appurtenances between the roadbed and the outer highway right-of-way boundary line. It also includes weed and brush control by chemical, biological or mechanical methods, trimming and removal of trees and pest control. The following problems are included:

1. Unpaved shoulder management
2. Non-landscaped weed control
3. Non-landscaped tree/brush/vegetation
4. Fence repair
5. Drainage obstruction - ditch/ channel
6. Drainage obstruction - drains/ culverts
7. Drainage obstruction
8. Worn/damaged drainage facility
9. Miscellaneous

STATE will not pay for the maintenance of any sidewalks. CITY shall follow the same policy and procedures generally followed by it with respect to CITY sidewalks in the manner of requiring repairs and control of vegetation to be made by or at the expense of abutting property owners who are under legal obligation to perform such work.

HM2C (R/W) SLOPES/DRAINAGE/VEGETATION (Chapter C2 of STATE Maintenance Manual)

Right of Way lots

This provides for the maintenance of lots under and/or adjacent to freeways. There are different responsibilities depending on the type of use.

A. Landscaping

1. Prune
2. Edge
3. Weed
4. Weed Control (Spray)

B. Trees

1. Prune

HM2D LITTER/DEBRIS (Chapters D1 and D5 of STATE Maintenance Manual)

This provides for removal of litter and debris from roadway surfaces and roadsides. The following problems are included:

1. Debris/carcass pickup
2. Sweeping
3. Litter pickup
4. Spills of non-toxic substances
5. Miscellaneous

HM2D (R/W) LITTER/DEBRIS (Chapter D1 of STATE Maintenance Manual)

Right of Way lots

This provides for weekly sweeping and removal of litter and debris from STATE occupied lots under and/or adjacent to these specified STATE freeways. STATE will not pay for services on CITY occupied or controlled lots under and/or adjacent to these State Highways.

HM2E LANDSCAPING (Chapter E of STATE Maintenance Manual)

This provides for watering, fertilizing, removal of shrubs, and control of weeds in planted areas. Includes trimming, removal, and spraying of trees, replacement of plants, shrubs, and trees, and pest control in planted areas. The following problems are included:

1. Weed control
2. Pruning/thinning/removing/replacing
3. Irrigation

HM4M TRAFFIC GUIDANCE (Chapters M1, M4 and M5 of STATE Maintenance Manual)

This provides for the repainting of traffic stripes and markings and the cleaning, removal, and replacement of raised pavement markers. Cleaning, replacement, and general maintenance of signs and supports, including support structures for overhead signs are included. Also, the repair, cleaning, and replacement of guideposts, markers, guardrails, and energy dissipators as well as the repair of median barriers and their appurtenances. The following problems are included:

1. Pavement stripings
2. Pavement markings
3. Raised pavement markings
4. Roadside markers
5. Guardrails
6. Median Barriers
7. Vehicle energy attenuators
8. Miscellaneous

HM4K ELECTRICAL (Chapter K of STATE Maintenance Manual)

This includes maintenance work performed on highway electrical facilities including flashing beacons, traffic signals, traffic signal systems, safety lighting and sign lighting. It also includes the electrical energy for these items.

STATE will not pay for the maintenance, installation, repair, servicing, nor power for ordinary street lighting. However, lighting at intersections, which qualify as safety lighting under warrants approved/accepted by STATE, will be paid for when specifically authorized by the District Director. Where such lighting has been authorized, the maintenance and energy costs thereof shall be shared between STATE and CITY on a pro rata basis in the same ratio as the number of legs in the intersection under each jurisdiction bears to the total number of legs. The authorized lights are listed in Exhibit B.

The cost of maintaining traffic signals or other electrically operated traffic devices and safety lighting now in place or those which may hereafter be installed at the intersection of any State Highway route and any CITY street shall be shared between STATE and CITY on a pro rata basis in the same ratio as the number of legs in the intersection under

each jurisdiction bears to the total number of legs. The same principle of cost distribution shall apply to freeway interchanges.

The above does not apply if there is a separate Electrical Facility Cost Sharing Agreement in force.

EXHIBIT B
MAINTENANCE AND OPERATION OF ELECTRICAL EQUIPMENT
BY THE CITY OF SAN FRANCISCO
IN ACCORDANCE WITH MAINTENANCE AGREEMENT EFFECTIVE JULY 2, 2009

Rte	PM	Intersection	Rate	Equipment	Int or Pole No	Units	% State	% City
1	0.00	Alemany-Junipero Serra	SF	200W HP-Sodium	153, 161E	1	66.67	33.33
1	0.10	Alemany O/C	SF	70W HP-Sodium	1-8	8	100.00	0.00
1	0.18	Palmetto-Alemany	SF	150W HPS	401D, 402D	4	33.33	66.67
1	0.33	Brotherhood Way	SF	200W HP-Sodium	132D,133E,142D,143D	7	50.00	50.00
1	0.43	Font Blvd	SF	200W HP-Sodium	131W, 132W	2	66.67	33.33
1	0.68	Junipero Serra	SF	200W HP-Sodium	112D, 114D, 121D, 122D	8	50.00	50.00
			SF	250W HP-Sodium	389D	2	50.00	50.00
				Signals-FT			50.00	50.00
1	0.88	Crespi Dr	SF	250W HP-Sodium	372D, 373D, 376E	5	66.67	33.33
			SF	100W HP-Sodium	02D	2	66.67	33.33
			SF	150W HP-Sodium	145D	2	50.00	50.00
				Signals-FT			66.67	33.33
1	0.94	Holloway Ave	SF	200W HP-Sodium	151D	2	50.00	50.00
			SF	250W HP-Sodium	368D, 371D	4	50.00	50.00
				Signals-FT			50.00	50.00
1	1.35	Winston Dr	SF	70W HP-Sodium	21D	2	50.00	50.00
			SF	250W HP-Sodium	327D, 331D	4	50.00	50.00
				Signals-FT			50.00	50.00
1	1.55	M St Car Track/Buckingham Way extension	SF	200W HP-Sodium	322	1	66.67	33.33
				Signals-FT & Light [See Footnote (a)]			66.67	33.33
1	1.66	Eucalyptus Dr	SF	200W HP-Sodium	305D, 311D	4	50.00	50.00
			SF	100W HP-Sodium	21, 22	2	50.00	50.00
				Signals-FT			50.00	50.00
1	1.74	Ocean Ave	SF	200W HP-Sodium	297D, 301D	4	50.00	50.00
			SF	150W HPS	26/6	1	50.00	50.00
				Signals-FT			50.00	50.00
1	1.89	Sloat Blvd	SF	200W HP-Sodium	286D, 291D	4	75.00	25.00
			SF	150W HP-Sodium	23D, 31D	4	50.00	50.00
				Signals-FT			75.00	25.00

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Rte	PM	Intersection	Rate	Equipment	Int or Pole No	Units	% State	% City
1	2.09	Wawona St	SF	100W HPS	264D, 271D, 81	5	66.67	33.33
				Signals-FT			66.67	33.33
1	2.22	Vicente St	SF	100W HPS	254D, 261D, 74, 81	6	50.00	50.00
				Signals-FT			50.00	50.00
1	2.36	Ulloa St	SF	100W HPS	244D, 251D, 172, 181	6	50.00	50.00
				Signals-FT			50.00	50.00
1	2.50	Taraval St	SF	100W HPS	234D, 241D, 84, 91	6	50.00	50.00
				Signals-FT			50.00	50.00
1	2.62	Santiago St	SF	100W HPS	224D, 231D, 72, 81	6	50.00	50.00
				Signals-FT			50.00	50.00
1	2.75	Rivera St	SF	100W HPS	214D, 221D, 84, 91	6	50.00	50.00
				Signals-FT			50.00	50.00
1	2.87	Quintara St	SF	100W HPS	204D, 211D, 92, 101	6	50.00	50.00
				Signals-FT			50.00	50.00
1	3.01	Pacheco St	SF	100W HPS	194D, 201D, 142, 151	6	50.00	50.00
				Signals-FT			50.00	50.00
1	3.14	Ortega St	SF	100W HPS	184D, 191D, 112, 116, 121	6	50.00	50.00
				Signals-FT			50.00	50.00
1	3.27	Noriega St	SF	100W HPS	174D, 181D, 112A, 121A	6	50.00	50.00
				Signals-FT			50.00	50.00
1	3.40	Moraga St	SF	100W HPS	164D, 171D, 124	5	66.67	33.33
				Signals-FT			66.67	33.33
1	3.53	Lawton St	SF	100W HPS	154D, 161D, 124A, 131	6	50.00	50.00
				Signals-FT			50.00	50.00
1	3.64	Kirkham St	SF	100W HPS	144D, 151D, 142, 151	6	50.00	50.00
				Signals-FT			50.00	50.00
1	3.79	Judah St	SF	100W HPS	134D, 141D	4	50.00	50.00
			SF	100W HP-Sodium	135, 136, 141, 142	4	50.00	50.00
				Signals-FT			50.00	50.00
1	3.93	Irving St	SF	100W HPS	124D, 131D, 174	5	50.00	50.00

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EXHIBIT B
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Rte	PM	Intersection	Rate	Equipment	Int or Pole No	Units	% State	% City
			SF	150W HP-Sodium	173, 182	2	50.00	50.00
				Signals-FT			50.00	50.00
1	4.05	Lincoln Way	SF	250W HP-Sodium	55, 56	2	50.00	50.00
			SF	150W HP-Sodium	175, 186, 181, 182	4	50.00	50.00
			SF	100W HPS	121D	2	50.00	50.00
				Signals-FT			50.00	50.00
1	4.09	South Dr	SF	250W HP-Sodium	51, 52, 53, 54	4	50.00	50.00
				Signals-FT			50.00	50.00
1	4.95	25th Ave	SF	250W HP-Sodium	21, 22, 23, 24, 37, 38	6	66.67	33.33
				Signals-FT			66.67	33.33
1	5.00	Fulton St	SF	250W HP-Sodium	01, 02	2	50.00	50.00
			SF	100W HPS	74D	2	50.00	50.00
				Signals-FT			50.00	50.00
1	5.13	Cabrillo St	SF	100W HPS	64D, 71D	4	50.00	50.00
				Signals-FT			50.00	50.00
1	5.25	Balboa St	SF	100W HPS	54D, 61D	4	50.00	50.00
				Signals-FT			50.00	50.00
1	5.38	Anza St	SF	100W HPS	44D, 51D	4	50.00	50.00
				Signals-FT			50.00	50.00
1	5.50	Geary Blvd	SF	100W HPS	34, 35	2	50.00	50.00
			SF	200W HP-Sodium	492D, 493D	4	50.00	50.00
				Signals-FT			50.00	50.00
1	5.63	Clement St	SF	100W HPS	24D, 31D	4	50.00	50.00
				Signals-FT			50.00	50.00
1	5.75	California St	SF	100W HPS	14D, 21D	4	50.00	50.00
				Signals-FT			50.00	50.00
1	5.88	Lake St	SF	100W HPS	11D	2	50.00	50.00
				Signals-FT			50.00	50.00
35	0.80	John Muir Dr	SF	200W HP-Sodium	51, 52D, 54D, 56D, 58D, 72, 74	11	66.67	33.33
35	1.26	Great Highway	SF	150W HP-Sodium	41, 42, 36	3	66.67	33.33

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EXHIBIT B
MAINTENANCE AND OPERATION OF ELECTRICAL EQUIPMENT
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Rte	PM	Intersection	Rate	Equipment	Int or Pole No	Units	% State	% City
35	1.37	Harding Blvd	SF	150W HP-Sodium	32, 31W, 01	3	66.67	33.33
35	1.73	Zoo-Lake Merced Blvd, see Footnote (c)	SF	150W HP-Sodium, Sigals-TA	11, 13, 16	3	50.00	50.00
35	1.83	Sloat-Skyline Conn	SF	150W HP-Sodium	12, 14	2	66.67	33.33
35	1.99	39th Ave/Skyline Blvd	SF	150W HP-Sodium	211,213,01D,03D,203N,205N	8	66.67	33.33
35	2.06	Sunset Blvd Ramps	SF	150W HP-Sodium	175, 177, 191	3	50.00	50.00
35	2.25	34th Ave/Clearfield Dr [See Footnote (a)]	SF	200W HPS Signals-TA		4	50.00	50.00
35	2.32	Lakeshore Plaza/Sloat Blvd [See Footnote (a)]	SF	200W HP Sodium Signals-TA		3	66.67	33.33
35	2.39	Constanso/ Everglade Dr	SF	150W HP-Sodium	142, 151	2	50.00	50.00
35	2.56	Mirasol Place	SF	150W HP-Sodium	128D, 131D	4	66.67	33.33
35	2.67	Forestview Dr	SF	150W HP-Sodium	112D, 121D	4	66.67	33.33
35	2.78	26th Ave	SF	150W HP-Sodium	92D, 101D	4	66.67	33.33
35	2.93	23rd Ave/ Crestlake Dr	SF	150W HP-Sodium	72S, 71D, 64D, 63N	6	50.00	50.00
35	3.06	21st Ave	SF	150W HP-Sodium	42D, 51D, 41N	5	66.67	33.33
35	3.16	19th Ave	SF	150W HP-Sodium	32N	1	75.00	25.00
80	4.39	7th St/Bryant St Ramp	SF	200W HPS 200W HP-Sodium Signals-FT	814 46, 48	1 2	20.00 20.00	80.00 80.00
80	4.40	7th St near Bryant St	SF	200W HP-Sodium Signals-FT	41, 43, 45	3	50.00 20.00	50.00 80.00
80	4.49	8th St/Bryant St Ramp	SF	200W HPS Signals-FT	96	1	50.00 20.00	50.00 80.00
80	4.51	8th St/Harrison St Ramp	SF	250W HP-Sodium Signals-FT	115, 122, 35, 42	4	20.00 20.00	80.00 80.00
80	4.52	8th St near Harrison St	SF	200W HPS Signals-FT	43, 44	2	50.00 20.00	50.00 80.00
80	4.51	7th St/Harrison St Ramp	SF	250W HP-Sodium Signals-FT	37, 42, 107, 112	4	50.00 20.00	50.00 80.00

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Rte	PM	Intersection	Rate	Equipment	Int or Pole No	Units	% State	% City
80	4.91	5th St/Harrison St Ramp	SF	150W HPS	814	3	20.00	80.00
			SF	200W HP Sodium	36, 41	2	20.00	80.00
			SF	250W HP-Sodium	42	1	20.00	80.00
				Signals-FT			20.00	80.00
80	4.92	4th St/Harrison St Ramp	SF	250W HP-Sodium	33	1	20.00	80.00
			SF	150W HPS	82	1	20.00	80.00
				Signals-FT			20.00	80.00
80	4.93	4th St/Bryant St Ramp	SF	150W HP-Sodium	52, 55, 413, 416, 62	5	20.00	80.00
				Signals-FT			20.00	80.00
80	5.04	Bryant-Sterling St Ramp	SF	175W MV Lights	33	1	25.00	75.00
80	5.05	5th St/ Bryant St Ramp	SF	200W HP-Sodium	47, 51, 410, 71	4	20.00	80.00
			SF	150W HP-Sodium	67	1	20.00	80.00
80	5.54	Harrison-Essex St On-Ramp	SF	150W HP-Sodium	55, 53	2	25.00	75.00
				Signals-FT			25.00	75.00
80	5.56	1st-Harrison St Ramp	SF	150W HP-Sodium	41, 43, 52	3	25.00	75.00
				Signals-FT			25.00	75.00
80	5.58	Fremont-Harrison St Ramp	SF	100W HPS	33, 42	2	25	75.00
			SF	200W HP Sodium	35	1	25	75.00
				Signals-FT			25	75.00
82	0.04	Goethe St	SF	150W HP-Sodium	321	1	50.00	50.00
82	0.08	Rice Ave	SF	150W HP-Sodium	315	1	50.00	50.00
82	0.13	Liebig-De Long St	SF	150W HP-Sodium	311	1	50.00	50.00
82	0.16	Alemanly Blvd - San Jose Ave	SF	150W HP-Sodium	315D, 318, 3010	4	44.44	55.56
			SF	150W HP-Sodium	309D, 3011D	4	44.44	55.56
82	0.17	Sagamore-Sickles	SF	150W HP-Sodium	12D, 294D, 11, 02, 292D	8	28.57	71.43
82	0.20	Sadowa Off-Ramp	SF	250W MV Lights	292	1	50.00	50.00
101	0.56	Bayshore Blvd NB Ramp	SF	200W HP-Sodium	192	1	33.33	66.67
101	0.57	3rd St NB Ramp	SF	150W HP-Sodium	674	1	33.00	67.00
101	0.69	Bayshore Blvd NB Ramp	SF	200W HP-Sodium	184	1	50.00	50.00
101	0.84	3rd St Ramp Merges	SF	100W HP-Sodium	19, 20	2	50.00	50.00

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EXHIBIT B
 MAINTENANCE AND OPERATION OF ELECTRICAL EQUIPMENT
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Rte	PM	Intersection	Rate	Equipment	Int or Pole No	Units	% State	% City
101	1.04	Paul Ave	SF	400W MV Lights	315	1	33.33	66.67
101	1.76	Silver Ave Ramps	SF	400W MV Lights	246	1	40.00	60.00
101	1.77	Bayshore Blvd NB Ramp	SF	250W HP-Sodium	93, 101	2	50.00	50.00
101	2.02	Alemanya Circle SB Ramp	SF	400W HPS	0/14	1	50.00	50.00
101	2.16	Alemanya Circle NB Ramp	SF	150W HP-Sodium	0/13	1	50.00	50.00
101	2.17	Bayshore-Jerrold NB Ramp	SF	200W HP-Sodium	01, 03	2	33.33	66.67
101	4.01	Vermont-Mariposa Ramp	SF	175W MV Lights	51, 212	2	25.00	75.00
101	4.24	10th St/Bryant Ramp	SF	200W HPS	410, 52	2	20.00	80.00
101	4.54	9th St/Bryant Ramp	SF	200W HPS	48, 51, 106, 111	4	20.00	80.00
				Signals-FT			20.00	80.00
101	5.10	So. Van Ness Ramp/Division St	SF	6000L Inc Lights	24	1	50.00	50.00
				Signals-FT			20.00	80.00
101	5.20	Mission/Otis/Duboce Ramp	SF	150W HPS	19D, 1615, 168	4	16.67	83.33
				Signals-FT			20.00	80.00
101	5.50	Octavia St/Market St Ramp	SF	Lights			25.00	75.00
				Signals-FT			25.00	75.00
101		So. Van Ness/Mission St (b)	SF	Lights			50.00	50.00
				Signals-FT			50.00	50.00
101		Market St/South Van Ness Ave (b)	SF	Lights			50.00	50.00
				Signals-FT			50.00	50.00
101		Fell St (b)	SF	Lights			50.00	50.00
				Signals-FT			50.00	50.00
101		Hayes St (b)	SF	Lights			50.00	50.00
				Signals-FT			50.00	50.00
101		Grove St (b)	SF	Lights			50.00	50.00
				Signals-FT			50.00	50.00
101		McAllister St (b)	SF	Lights			50.00	50.00
				Signals-FT			50.00	50.00
101	5.26	Golden Gate Ave	SF	6000L Inc Lights	61, 62	3	50.00	50.00
			SF	6000L Inc Lights	57	0	50.00	50.00

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Rte	PM	Intersection	Rate	Equipment	Int or Pole No	Units	% State	% City
			SF	200W HP-Sodium	58	1	50.00	50.00
				Signals-FT			50.00	50.00
101	5.35	Turk St	SF	6000L Inc Lights	67, 68, 71, 72	4	75.00	25.00
				Signals-FT			75.00	25.00
101	5.42	Eddy St	SF	6000L Inc Lights	77, 78, 81, 82	4	50.00	50.00
				Signals-FT			50.00	50.00
101	5.48	Ellis St	SF	6000L Inc Lights	67, 91, 88, 92	4	50.00	50.00
				Signals-FT			50.00	50.00
101	5.55	O'Farrell St	SF	6000L Inc Lights	97, 101, 98, 102	4	50.00	50.00
				Signals-FT			50.00	50.00
101	5.61	Geary St	SF	6000L Inc Lights	107, 108, 111, 112	4	50.00	50.00
				Signals-FT			50.00	50.00
101	5.67	Post St	SF	6000L Inc Lights	117, 118, 121, 122	4	50.00	50.00
				Signals-FT			50.00	50.00
101	5.74	Sutter St	SF	6000L Inc Lights	127, 128, 131, 132	4	50.00	50.00
				Signals-FT			50.00	50.00
101	5.80	Bush St	SF	6000L Inc Lights	137, 138, 141, 142	4	50.00	50.00
				Signals-FT			50.00	50.00
101	5.87	Pine St	SF	6000L Inc Lights	147, 148, 151, 152	4	50.00	50.00
				Signals-FT			50.00	50.00
101	5.94	California St	SF	6000L Inc Lights	157, 158, 161, 162	4	50.00	50.00
				Signals-FT			50.00	50.00
101	6.00	Sacramento St	SF	6000L Inc Lights	167, 168, 171, 172	4	50.00	50.00
				Signals-FT			50.00	50.00
101	6.06	Clay St	SF	6000L Inc Lights	177, 178, 181, 182	4	50.00	50.00
				Signals-FT			50.00	50.00
101	6.13	Washington St	SF	6000L Inc Lights	187, 188, 191, 192	4	50.00	50.00
				Signals-FT			50.00	50.00
101	6.19	Jackson St	SF	6000L Inc Lights	197, 198, 201, 202	4	50.00	50.00
				Signals-FT			50.00	50.00

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EXHIBIT B
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Rte	PM	Intersection	Rate	Equipment	Int or Pole No	Units	% State	% City
101	6.25	Pacific St	SF	6000L Inc Lights	207, 208, 211, 212	4	50.00	50.00
				Signals-FT			50.00	50.00
101	6.32	Broadway St	SF	6000L Inc Lights	217, 218, 222, 231	4	50.00	50.00
				Signals-FT			50.00	50.00
101	6.38	Vallejo St	SF	6000L Inc Lights	227, 228, 231, 232	4	50.00	50.00
				Signals-FT			50.00	50.00
101	6.45	Green St	SF	6000L Inc Lights	237, 238, 241, 242	4	50.00	50.00
				Signals-FT			50.00	50.00
101	6.51	Union St	SF	6000L Inc Lights	247, 248, 251, 252	4	50.00	50.00
				Signals-FT			50.00	50.00
101	6.58	Filbert St	SF	6000L Inc Lights	257, 258, 261, 262	4	50.00	50.00
				Signals-FT			50.00	50.00
101	6.64	Greenwich St	SF	6000L Inc Lights	267, 268, 271, 272	4	50.00	50.00
				Signals-FT			50.00	50.00
101	6.71	Lombard St/Van Ness Ave	SF	6000L Inc Lights	277, 278, 281, 282	4	50.00	50.00
			SF	150W HP-Sodium	141,142	2	50.00	50.00
				Signals-FT			50.00	50.00
101	6.80	Franklin St	SF	150W HP-Sodium	145D, 151D	4	50.00	50.00
			SF	200W HP-Sodium	284, 291	2	50.00	50.00
				Signals-FT			50.00	50.00
101	6.89	Gough St	SF	150W HP-Sodium	154D, 161D	4	50.00	50.00
			SF	100W HP-Sodium	292, 301	2	50.00	50.00
				Signals-FT			50.00	50.00
101	6.97	Octavia St	SF	150W HP-Sodium	164D, 171D	4	50.00	50.00
			SF	70W HP-Sodium	304, 311	2	50.00	50.00
				Signals-FT			50.00	50.00
101	7.06	Laguna St	SF	150W HP-Sodium	174D, 181D	4	50.00	50.00
			SF	70W HP-Sodium	321, 312	2	50.00	50.00
				Signals-FT			50.00	50.00
101	7.15	Buchanan St	SF	150W HP-Sodium	184D, 191D	4	50.00	50.00

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BY THE CITY OF SAN FRANCISCO
IN ACCORDANCE WITH MAINTENANCE AGREEMENT EFFECTIVE JULY 2, 2009

Rte	PM	Intersection	Rate	Equipment	Int or Pole No	Units	% State	% City
			SF	70W HP-Sodium	331, 324	2	50.00	50.00
				Signals-FT			50.00	50.00
101	7.24	Webster St	SF	150W HP-Sodium	194D, 201D, 314	5	50.00	50.00
			SF	70W HP-Sodium	321	1	50.00	50.00
				Signals-FT			50.00	50.00
101	7.33	Fillmore St	SF	150W HP-Sodium	204D, 211D	4	50.00	50.00
			SF	70W HP-Sodium	332, 326	2	50.00	50.00
				Signals-FT			50.00	50.00
101	7.42	Steiner St	SF	150W HP-Sodium	214D, 221D	4	50.00	50.00
			SF	100W HP-Sodium	324	1	50.00	50.00
			SF	70W HP-Sodium	332	1	50.00	50.00
				Signals-FT			50.00	50.00
101	7.51	Pierce St	SF	150W HP-Sodium	224D, 231D	4	50.00	50.00
			SF	70W HP-Sodium	314, 321	2	50.00	50.00
				Signals-FT			50.00	50.00
101	7.60	Scott St	SF	150W HP-Sodium	234D, 241D	4	50.00	50.00
			SF	70W HP-Sodium	312, 321	2	50.00	50.00
				Signals-FT			50.00	50.00
101	7.69	Divisadero St	SF	150W HP-Sodium	244D, 251D	4	50.00	50.00
			SF	70W HP-Sodium	312, 321	2	50.00	50.00
				Signals-FT			50.00	50.00
101	7.78	Broderick St	SF	150W HP-Sodium	254D, 261D	4	50.00	50.00
			SF	70W HP-Sodium	302, 311	2	50.00	50.00
				Signals-FT			50.00	50.00
101	7.81	Lombard-Richardson Ave	SF	150W HP-Sodium	01D	2	66.67	33.33
			SF	70W HP-Sodium	263, 267	2	66.67	33.33
				Signals-FT			50.00	50.00
101	7.89	Chestnut-Baker St	SF	150W HP-Sodium	04D, 11D	4	40.00	60.00
			SF	70W HP-Sodium	253, 256, 262, 301	4	40.00	60.00
				Signals-FT			33.33	66.67

486

EXHIBIT B
MAINTENANCE AND OPERATION OF ELECTRICAL EQUIPMENT
BY THE CITY OF SAN FRANCISCO
IN ACCORDANCE WITH MAINTENANCE AGREEMENT EFFECTIVE JULY 2, 2009

Rte	PM	Intersection	Rate	Equipment	Int or Pole No	Units	% State	% City
101	7.9	Baker St - east	SF	70W HP-Sodium	312, 313	2	66.67	33.33
			SF	150W HP-Sodium	12E	1	66.67	33.33
101	8.01	Francisco St	SF	150W HP-Sodium	14D, 21D	4	50.00	50.00
			SF	70W HP-Sodium	251, 254, 256	3	50.00	50.00
				Signals-FT			50.00	50.00
101	8.05	Lyon St - west	SF	150W HP-Sodium	23W	1	66.67	33.33
			SF	70W HP-Sodium	321	1	66.67	33.33
101	8.06	Lyon St - east	SF	150W HP-Sodium	23E	1	66.67	33.33
			SF	70W HP-Sodium	322	1	66.67	33.33
280	1.55	Geneva Ave NB Ramp	SF	200W HP-Sodium	31, 42	2	50.00	50.00
280	1.56	Geneva Ave SB Ramp	SF	200W HP-Sodium	23, 24, 25, 32	4	50.00	50.00
280	1.83	Ocean Ave SB Ramp	SF	150W HP-Sodium, Signals	612, 610D	3	33.33	66.67
280	1.85	Ocean Ave NB Ramp	SF	150W HP-Sodium, Signals	62, 64	2	33.33	66.67
280	2.56	San Jose Ave/Bosworth St Off	SF	150W HP-Sodium	14/7D, 14/5	3	50.00	50.00
280	2.57	San Jose Ave/Bosworth St On	SF	150W HP-Sodium	152D, D412 1412	3	50.00	50.00
280	2.60	Monterey Blvd Ramps	SF	150W HP-Sodium	01, 03, 011, 012S, 09	5	40.00	60.00
				Signals-FT			25.00	75.00
280	3.11	Aleman/Trumbull Ramp	SF	250W MV	85, 87	2	50.00	50.00
280	3.22	Aleman near Ped O/C	SF	250W MV	8/2, 8/4	2	50.00	50.00
280	3.44	Aleman /Ellsworth Ramp	SF	250W MV	64	1	50.00	50.00
280	3.52	Aleman Ramp north O/C	SF	250W MV	6/2, 7/1	2	50.00	50.00
280	3.75	Aleman/Crescent Ramp	SF	250W MV	2/1, 1/13	2	25.00	75.00
			SF	250W MV	2/4, 2/2	2	25.00	75.00
				Signals-FT			25.00	75.00
280	5.62	Cesar Chavez-Pennsylvania	SF	400W MV Lights	151	1	25.00	75.00
				Signals-FT			25.00	75.00
280	6.04	Pennsylvania Ave SB Ramp	SF	70W HP-Sodium	101, 103	2	33.33	66.67
280	6.51	Mariposa St Off-Ramp	SF	100W HP-Sodium	81	1	33.33	66.67
280	6.52	Mariposa St On-Ramp	SF	150W HPS	92	1	33.33	66.67
280	6.64	18th St NB Ramp	SF	100W HP-Sodium	92, 93	2	33.33	66.67

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EXHIBIT B
MAINTENANCE AND OPERATION OF ELECTRICAL EQUIPMENT
BY THE CITY OF SAN FRANCISCO
IN ACCORDANCE WITH MAINTENANCE AGREEMENT EFFECTIVE JULY 2, 2009

Rte	PM	Intersection	Rate	Equipment	Int or Pole No	Units	% State	% City
280	6.69	18th St SB Ramp	SF	100W HP-Sodium	101, 102	2	33.33	66.67
280	7.22	6th St/Brannan St	SF	150W HP-Sodium	62, 72, 55, 69	4	25.00	75.00
				Signals-FT			25.00	75.00
280	7.50	5th St/King St	SF	Lights		4	33.33	66.67
				Signals-FT			33.33	66.67

FOOTNOTE

- (a) STATE maintained facility to be transferred to CITY maintenance upon written acceptance by CITY of modifications.
- (b) Adopted as State Highway per CTC Resolution HRA 01-2, December 6, 2000.
- (c) Signals were installed by STATE via EA 04-1A4304 (2009). STATE will maintain signals until requested and transferred to CITY for maintenance.

488



City and County of San Francisco
Office of the Clerk of
BOARD OF SUPERVISORS

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Your attention is hereby directed to the following:

I, Angela Calvillo, Clerk of the Board of the City and County of San Francisco, California do hereby certify that the annexed Resolution No. 209-09 is a full, true and correct copy of the original thereof on file in this office.

IN WITNESS, WHEREOF, I have hereunto set my hand and affixed the official seal of the City and County of San Francisco, California this 19th day of June, A.D., 2009.

Angela Calvillo
Clerk of the Board
City and County of San Francisco

By

Madeleine Licavoli

FILE NO. 090630

RESOLUTION NO. 209-09

1 [Maintenance Agreement with Caltrans for various locations throughout the City.]

2
3 Resolution approving a Maintenance Agreement between the City and County of San
4 Francisco and the State of California Department of Transportation (Caltrans)
5 concerning maintenance work to be performed by the City in the State right-of-way at
6 Junipero Serra Boulevard, Nineteenth Avenue, Cross-Over Drive, By-Pass Drive, Park
7 Presidio Boulevard, Skyline Boulevard, Sloat Boulevard, James Lick Freeway, San
8 Jose Avenue, Bayshore Freeway, Central Freeway, Mission Street, South Van Ness
9 Avenue, Van Ness Avenue, Lombard Street, Richardson Street, Southern Freeway and
10 ratifying certain actions in connection with this Resolution.

11
12 WHEREAS, The City and County of San Francisco ("City") and State of California
13 Department of Transportation ("Caltrans") on July 25, 1990 entered into an agreement for the
14 City to perform maintenance works in the State Highways in the City and County of San
15 Francisco; and,

16 WHEREAS, The City and Caltrans agree that due to various changes to the State
17 Highway routes in the City and that the previous amount of reimbursement to the City had not
18 been adjusted to account for inflation, the City and Caltrans feel that a new Maintenance
19 Agreement is warranted at this time; and,

20 WHEREAS, San Francisco and Caltrans desire to effectuate this Agreement governing
21 the applicable terms and conditions; and,

22 WHEREAS, This Maintenance Agreement shall supersede all previous Agreements or
23 amendments thereto, for the following locations: in the State right-of-way at Junipero Serra
24 Boulevard, Nineteenth Avenue, Cross-Over Drive, By-Pass Drive, Park Presidio Boulevard,
25 Skyline Boulevard, Sloat Boulevard, James Lick Freeway, San Jose Avenue, Bayshore

Supervisor Carmen Chu
BOARD OF SUPERVISORS

Page 1
5/26/2009

1 Freeway, Central Freeway, Mission Street, South Van Ness Avenue, Van Ness Avenue,
2 Lombard Street, Richardson Street, Southern Freeway. Said Agreement also delineates the
3 work that the City will perform and that level of State reimbursement. Said Agreement is on file
4 with the Clerk of the Board of Supervisors in File No. 090630, and is hereby incorporated by
5 reference as though full set forth herein; and,

6 WHEREAS, The Department of Public Works and Caltrans have reviewed and
7 approved this Maintenance Agreement which covers the following areas: in the State right-of-
8 way at Junipero Serra Boulevard, Nineteenth Avenue, Cross-Over Drive, By-Pass Drive, Park
9 Presidio Boulevard, Skyline Boulevard, Sloat Boulevard, James Lick Freeway, San Jose
10 Avenue, Bayshore Freeway, Central Freeway, Mission Street, South Van Ness Avenue, Van
11 Ness Avenue, Lombard Street, Richardson Street, Southern Freeway; and,

12 WHEREAS, The Department of Public Works in DPW Order No. 178,169, which is on
13 file with the Clerk of the Board of Supervisors in File No. 090630, has recommended
14 that this Board approve the Maintenance Agreement; now, therefore, be it

15 RESOLVED, That the Board of Supervisors accepts and approves DPW Order No.
16 178,169 and the Maintenance Agreement; and, be it

17 FURTHER RESOLVED, That this Board directs the Clerk to send four (4) certified
18 copies of this Resolution to Caltrans at an address to be provided by the Director of the
19 Department of Public Works; and, be it

20 FURTHER RESOLVED, That this Board hereby approves, confirms, and ratifies all
21 actions heretofore taken by the officers of the City with respect to such Maintenance
22 Agreement, and authorizes and directs the Clerk of the Board and the Director of the
23 Department of Public Works to take any and all actions which they or the City Attorney may
24 deem necessary or advisable in order to effectuate the purpose and intent of this Resolution.



City and County of San Francisco

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Tails

Resolution

File Number: 090630

Date Passed:

Resolution approving a Maintenance Agreement between the City and County of San Francisco and the State of California Department of Transportation (Caltrans) concerning maintenance work to be performed by the City in the State right-of-way at Junipero Serra Boulevard, Nineteenth Avenue, Cross-Over Drive, By-Pass Drive, Park Presidio Boulevard, Skyline Boulevard, Sloat Boulevard, James Lick Freeway, San Jose Avenue, Bayshore Freeway, Central Freeway, Mission Street, South Van Ness Avenue, Van Ness Avenue, Lombard Street, Richardson Street, Southern Freeway and ratifying certain actions in connection with this Resolution.

June 9, 2009 Board of Supervisors --- ADOPTED

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

File No. 090630

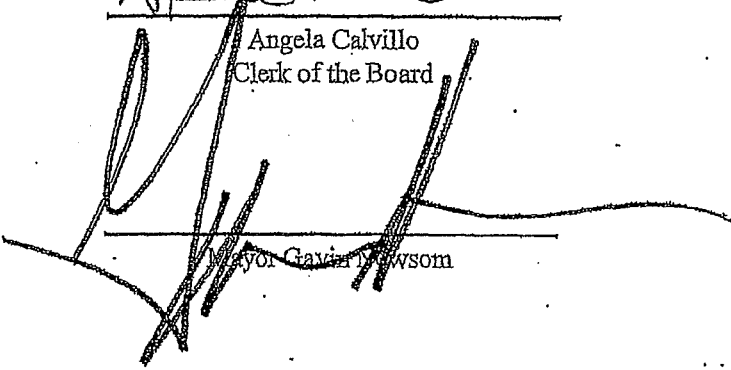
I hereby certify that the foregoing Resolution was ADOPTED on June 9, 2009 by the Board of Supervisors of the City and County of San Francisco.



Angela Calvillo
Clerk of the Board

6/10/09

Date Approved


Mayor Gavin Newsom

**AMENDMENT NUMBER 1 TO
AGREEMENT FOR MAINTENANCE OF STATE HIGHWAYS
IN THE CITY OF SAN FRANCISCO**

This Amendment Number 1 ("AMENDMENT") to the Agreement for Maintenance of State Highways in the City of San Francisco ("AGREEMENT") is made and entered into by and between the State of California, acting by and through the Department of Transportation, hereinafter referred to as "STATE," and the City and County of San Francisco, hereinafter referred to as "CITY". CITY and STATE together are hereinafter referred to as "PARTIES".

WITNESSTH:

WHEREAS, the AGREEMENT was executed on July 2, 2009, between STATE and CITY, hereunder CITY provides services relating to maintenance of State Highways in the CITY; and

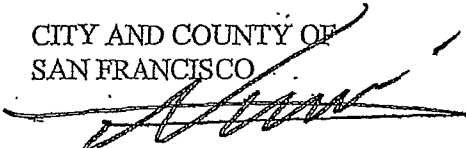
WHEREAS, CITY now desires to install 19th Avenue Streetscape Improvements on STATE Route 1 from Junipero Serra Boulevard to Lincoln Way, consisting of median landscaping ("MEDIAN LANDSCAPING") for traffic calming, safety and comfort; and

WHEREAS, PARTIES agree to amend AGREEMENT to specify the maintenance responsibility for MEDIAN LANDSCAPING.

NOW, THEREFORE, THE PARTIES AGREE TO AMEND AGREEMENT AS FOLLOWS:


1. The attached Page 5 dated 10/27, 2011 and noted as Amendment No.1 shall cancel and supersede the like numbered page in AGREEMENT and become a part of AGREEMENT for all purposes. In all other respects, AGREEMENT shall remain in full force and effect.
2. This Amendment No. 1 to AGREEMENT shall become effective on 10/27/2011, and shall remain in full force and effect until amended or terminated as provided in Section XIII of AGREEMENT.

CITY AND COUNTY OF
SAN FRANCISCO


Mohammed Nuru
Interim Director of Public Works

Approved as to form:


DENNIS J. HERRERA
City Attorney

By 
John D. Malamut
Deputy City Attorney

STATE OF CALIFORNIA
DEPARTMENT OF TRANSPORTATION

MALCOLM DOUGHERTY
Acting Director of Transportation

By


NADER ESHGHIPOUR
Deputy District Director
Maintenance

10/27/11
Date

EXHIBIT "A"

A. DELEGATION OF MAINTENANCE

The specific maintenance function indicated below (and on "EXHIBIT B and C") is hereby delegated to CITY. This delegation of maintenance function set forth herein does not include the control and maintenance areas and functions which rest with CITY under the terms of other executed Freeway Agreements and/or Freeway Maintenance Agreements.

*Superseded
by Amendment
No. 1*

Route No.	Length Miles	Description of Routing	Program Delegated	Maximum Annual Authorized Expenditure
1(a)	5.93	Junipero Serra Boulevard, from south city limits near Interstate 280 Interchange to Nineteenth Avenue; along Nineteenth Avenue from Junipero Serra Boulevard to Cross-Over Drive; along Cross-Over Drive from Nineteenth Avenue to By-Pass Drive; along By-Pass Drive from Cross-Over Drive to Park Presidio Boulevard; along Park Presidio Boulevard from By-Pass Drive to Lake Street, a total length of 5.93 miles. (See footnotes 1, 7, 8)	HM1A, 1B	\$ 92,900.00
			HM2C	2,300.00
			HM2D	69,707.00
			HM2E	10,500.00
			HM4K	62,000.00
			Total authorized, Route 1(a)	\$ 237,407.00
1(b)	1.44	Park Presidio Boulevard from Lake Street to Golden Gate Bridge approach, a total length of 1.44 miles.	None	0.00
			Total authorized, Route 1(b)	\$ 0.00
35(a)	2.00	Skyline Boulevard, from south city limits to Sloat Boulevard, a total length of 2.00 miles. (See footnotes 2, 8)	HM2D	7,921.00
			HM4K	3,500.00
			Total authorized, Route 35(a)	\$ 11,421.00

Somera, Alisa (BOS)

From: Christopher.Tom@sfgov.org
Sent: Monday, December 05, 2016 12:18 PM
To: BOS Legislation, (BOS); Somera, Alisa (BOS)
Cc: Gillett, Gillian (MYR); Tugbenyoh, Mawuli (MYR); Tavakoli, Shahde (MYR); Chan, Yoyo (BOS); Rivera, Javier (DPW); Gee, Oscar (DPW)
Subject: Mayor - Ordinance - Van Ness Sidewalks Legislation (New/Revised Documents for File)
Attachments: [Revised] Caltrans Letter with Map Sheets REL. NO. 56130 (Aug. 19, 2016) [CCSF signature page Dec. 5, 2016].pdf; CCSF Certificate of Acceptance (FINAL 12.5.16).doc

Greetings,

Please be advised that regarding the Van Ness Sidewalks legislation that will be heard at the Land Use and Transportation Committee meeting this afternoon (Item No. 1), attached and described below are two supporting documents that should be included in File No. 161285.

1. (Revised) Signature Page of the Caltrans Cover Letter (dated Aug. 19, 2016) -- The signature page of the Caltrans letter (page 2 of Caltrans letter) has been revised to state expressly that the Director of Property's authority to accept the relinquished Caltrans sidewalks and underlying real property is subject to the terms and limitations set forth in the Board of Supervisors' ordinance and subject to the execution and recordation of the City's standard Certificate of Acceptance. (Described below.)
2. (New) Certificate of Acceptance (undated) -- This document is the Department of Real Estate's standard Certificate of Acceptance accompanying the City's acceptance of deeds and other grants of real property. This certificate has been revised to reflect the California Transportation Commission (CTC) Resolution would be the instrument conveying real property, and this certificate will need to be recorded alongside the CTC Resolution before the sidewalk relinquishment to the City will take effect.

Please let me know if you have any questions.

Thanks,
Chris

Christopher Tom
Deputy City Attorney
City Hall, Room 234
1 Dr. Carlton B. Goodlett Place
San Francisco, California 94102
Direct: 415-554-4728
Fax: 415-554-4757

From: "BOS Legislation, (BOS)" <bos.legislation@sfgov.org>
To: "Tavakoli, Shahde (MYR)" <shahde.tavakoli@sfgov.org>, "BOS Legislation, (BOS)" <bos.legislation@sfgov.org>,
Cc: "Tugbenyoh, Mawuli (MYR)" <mawuli.tagbenyoh@sfgov.org>, "Gillett, Gillian (MYR)" <gillian.gillett@sfgov.org>, "Tom, Christopher (CAT)" <christopher.tom@sfgov.org>, "Sanguinetti, Jerry (DPW)" <Jerry.Sanguinetti@sfdpw.org>, "Gee, Oscar (DPW)" <Oscar.Gee@sfdpw.org>, "Chan, Yoyo (BOS)" <yoyo.chan@sfgov.org>, "Johnston, Conor (BOS)" <conor.johnston@sfgov.org>, "Somera, Alisa (BOS)" <alisa.somera@sfgov.org>, "Stein, Carolyn (CAT)" <carolyn.stein@sfgov.org>
Date: 11/30/2016 11:03 AM
Subject: RE: Mayor - Ordinance - Van Ness Sidewalk Legislation

DEPARTMENT OF TRANSPORTATION

DISTRICT 4

OFFICE OF DESIGN WEST

P.O. BOX 23660, MS 9A

OAKLAND, CA 94623-0660

PHONE (510) 286-5633

FAX (510) 622-5122

TTY 711

www.dot.ca.gov

*Serious drought.
Help save water!*

August 19, 2016

File: 04-SF-101-PM T4.6/6.7

Relinquishment No. 56130

Mr. Mohammed Nuru
Director, Public Works Department
City Of San Francisco
1 Dr Carlton B Goodlett Pl.
Room 348
San Francisco, CA 94102

Dear Mr. Nuru:

This is in regards to your request addressed to Mr. Bijan Sartipi, District Director, requesting the above referenced relinquishment.

The State wishes to relinquish the sidewalks along Van Ness Avenue between Plum Street and Lombard Street as shown on the attached maps to the City and County of San Francisco. Please review the proposed relinquishment.

If the relinquishment is acceptable to the City and County of San Francisco, please provide:

- 1) A letter of resolution from the Board of Supervisors accepting the relinquishment,
- 2) The attached completed waiver of the 90-day notice of "Intention to relinquishment".

The Department would like to include this relinquishment in the October 2016 CTC Meeting agenda. Please return the signed form along with the resolution of the Board of Supervisors authorizing the City and County to waive the ninety (90) days' notice of "Intention to Relinquish" requirement by September 7, 2016.

If you have any questions, please call me at (510) 622-8826.

Sincerely,

A handwritten signature in black ink, appearing to read "Amir H. Sanatkar".

Amir H. Sanatkar
Branch Chief

Enclosure

Mr. Mohammed Nuru
August 19, 2016
Page 2

STATE OF CALIFORNIA
DEPARTMENT OF TRANSPORTATION
111 GRAND AVENUE
OAKLAND, CA 94612
P. O. BOX 23660
OAKLAND, CA 94623-0660
PHONE (510) 286-5633

04-SF-101-PMT4.6/6.7
RELINQUISHMENT
No. 56130
Date: August 19, 2016

ATTN: Amir H. Sanatkar

The City and County of San Francisco has reviewed your offer to accept that portion of State Right of Way to be relinquished as per letter dated August 19, 2016, the maps and:

Please Check One:

- Yes, we are willing to accept the Relinquishment subject to the terms and limitations set forth in Ordinance No. _____ of the Board of Supervisors of the City and County of San Francisco, and the execution and recordation of a Certificate of Acceptance by the Director of Property of the City and County of San Francisco (see attached form). Please proceed with preparing the final submittal accordingly.
- No, we are not interested in accepting the Relinquishment.
(Please list your reasons why)

Please Check One:

- Yes, we agree to waive the ninety (90) days' notice of "Intention to Relinquish" requirement contained in Section 73 of the Streets and Highways Code.
- No, we do not agree to waive the ninety (90) days' notice of "Intention to Relinquish" requirement contained in Section 73 of the Streets and Highway Code.

As the _____ for the City and County of _____
and having the authority to act on behalf of the Board of Supervisors, I attest to the
above checked items.

BY: _____

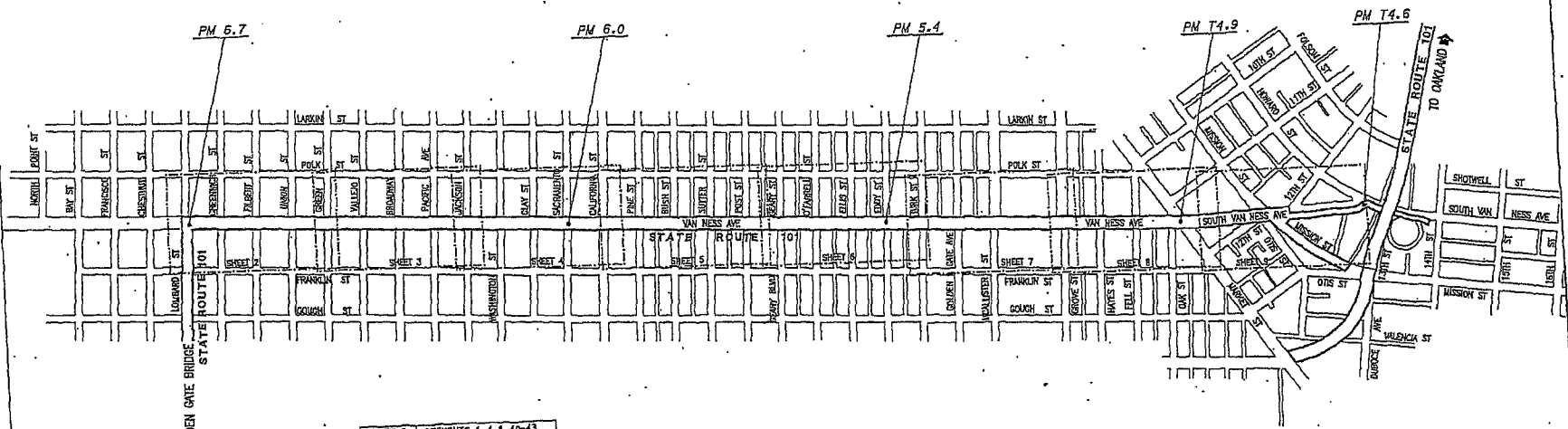
TITLE: _____

DATE: _____

*"Provide a safe, sustainable, integrated and efficient transportation system
to enhance California's economy and livability"*

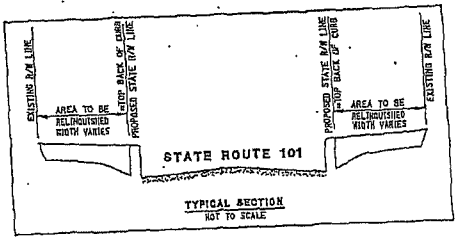
NOTE: The State of California or its officers or agents shall not be responsible for the accuracy or completeness of digital images of this map.

CITY OF SAN FRANCISCO



SHEET 2	SEGMENTS 1-4 & 40-43
SHEET 3	SEGMENTS 5-8 & 44-48
SHEET 4	SEGMENTS 9-13 & 49-52
SHEET 5	SEGMENTS 13-21 & 52-59
SHEET 6	SEGMENTS 21-28 & 61-69
SHEET 7	SEGMENTS 29-34 & 70-75
SHEET 8	SEGMENTS 34-38 & 75-80
SHEET 9	SEGMENTS 38-39 & 80-83

AREA TO BE RELINQUISHED TO THE CITY AND COUNTY OF SAN FRANCISCO UPON TOP BACK OF CURB TO EXISTING STATE R/W



NOTE: FILING THIS MAP DOES NOT CONSTITUTE RELINQUISHMENT. RELINQUISHMENT IS COMPLETE WHEN THE RELATED CALIFORNIA TRANSPORTATION COMMISSION RESOLUTION IS RECORDED.

FILED IN THE OFFICE OF THE RECORDER OF THE CITY AND COUNTY OF SAN FRANCISCO

DATE: STATE HIGHWAY MAP BOOK SERIAL NO. PARC



PROFESSIONAL LAND SURVEYOR

DATE

NO SCALE

NOTE: The state's rights are not extinguished until recordation of related California Transportation Commission resolution.

STATE OF CALIFORNIA
CALIFORNIA STATE TRANSPORTATION AGENCY
DEPARTMENT OF TRANSPORTATION
**RIGHT OF WAY
RELINQUISHMENT**
REL. NO. 56130
TO THE CITY AND COUNTY OF SAN FRANCISCO
FOR PREVIOUS R/W INFORMATION SEE
MAP(S) R-30.18, R-65T.7,8,9 & 10

DATE: 08/2016	EA(S): 3A2702	CONTRACT NO.: 13A2704
DRAWN BY: A. ZHONG	CHECKED BY:	
DISTRICT: 04	COUNTY: SF	ROUTE: 101
SHEET: T4.5/6.7	SHEET NO.:	TOTAL SHEETS: 9

PROJECT ID: 040000935

M-1608

607

Coordinates and bearings are on CCS 1983, Zone 3, Epoch 2010.00. Distances and stationing are grid distances. Multiply by 0.99992656 to obtain ground distances. All distances are in feet unless otherwise noted.

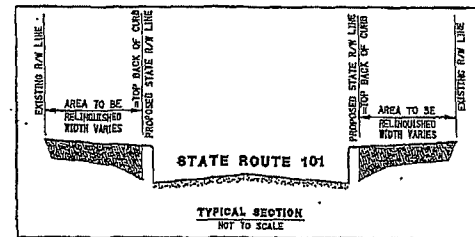
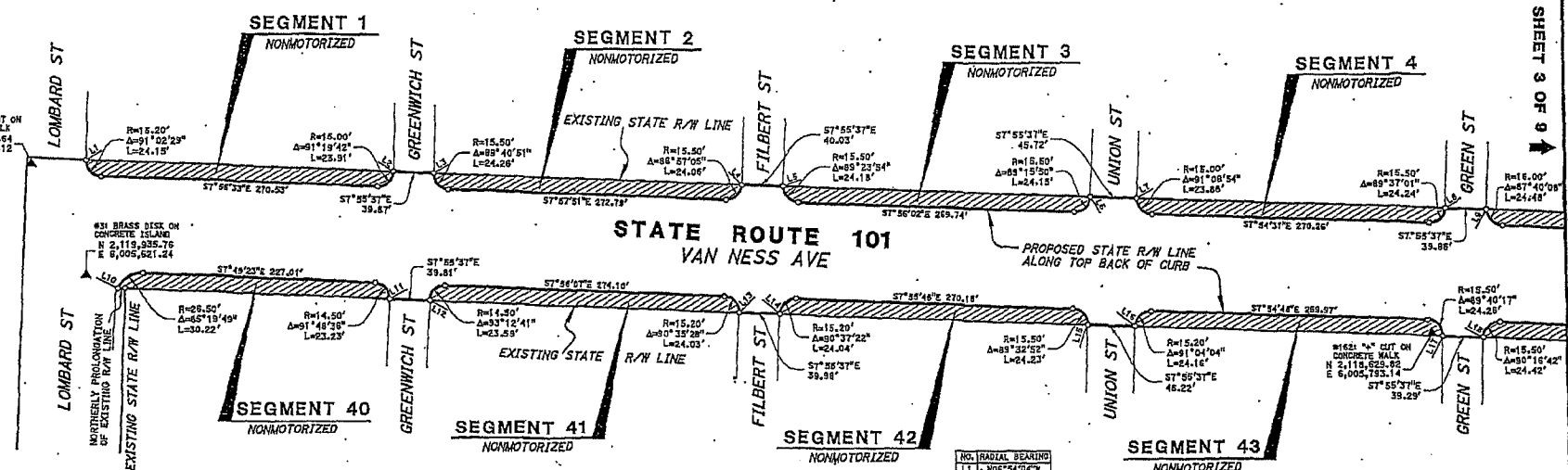
CITY OF SAN FRANCISCO

NOTE: The State of California or its officers or agents shall not be responsible for the accuracy or completeness of digital images of this map.

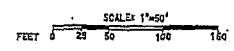


SEE SHEET 3 OF 9

500



NOTE:
RESERVING TO THE STATE OF CALIFORNIA AN EASEMENT FOR ANY AND ALL STATE OWNED FACILITIES AND RELATED APPURTENANCES, RESERVED HEREON WITHIN ALL SEGMENTS.



AREA TO BE RELINQUISHED TO THE CITY AND COUNTY OF SAN FRANCISCO FROM TOP BACK OF CURB TO EXISTING STATE R/W

NO.	RADIAL BEARING
L1	N08°24'04"W
L2	S05°15'19"E
L3	N08°17'00"W
L4	S08°54'36"E
L5	N08°32'08"W
L6	S07°11'52"E
L7	N08°48'30"W
L8	S07°51'32"E
L9	N10°15'29"W
L10	N18°20'48"E
L11	S04°00'49"E
L12	N11°08'48"W
L13	S07°20'39"E
L14	N08°33'07"W
L15	S08°22'24"E
L16	N08°58'22"E
L17	S08°14'31"E
L18	N08°11'19"W

LEGEND
 ○ CALCULATED POINT
 ▲ CONTROL POINT USED AS NOTED
 (R) RADIAL BEARING
 R/W RIGHT OF WAY

NOTE: The State's rights are not extinguished until recordation of related California Transportation Commission resolution.

STATE OF CALIFORNIA
 CALIFORNIA STATE TRANSPORTATION AGENCY
 DEPARTMENT OF TRANSPORTATION
**RIGHT OF WAY
 RELINQUISHMENT**
 REL. NO. 56130
 TO THE CITY AND COUNTY OF SAN FRANCISCO
 FOR PREVIOUS R/W INFORMATION SEE
 MAP(S) R-65T.7 & 8

DATE: 08/2016	EA(s): 3A2702	CONTRACT NO.: 3A2704
DRAWN BY: A. ZHONG	CHECKED BY:	
DISTRICT: 04	COUNTY: SF	ROUTE: 101
SHEET: 6.6	PM: 2	SHEET NO.: 9
TOTAL SHEETS: 9		

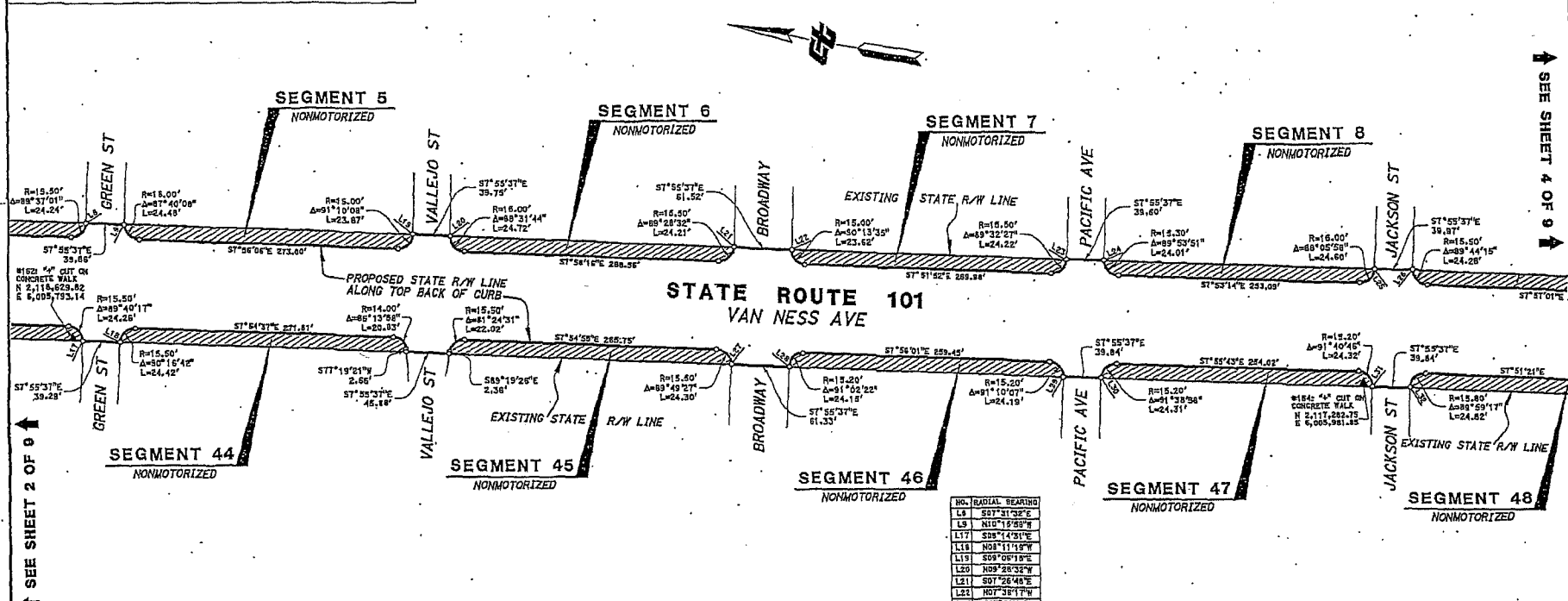
PROJECT ID: 040000935

M-1608

Coordinates and bearings are on CCS 1983, Zone 3, Epoch 2010.00. Distances and stationing are grid distances. Multiply by 0.99992656 to obtain ground distances. All distances are in feet unless otherwise noted.

CITY OF SAN FRANCISCO

NOTE: The State of California or its officers or agents shall not be responsible for the accuracy or completeness of digital images of this map.



SEE SHEET 4 OF 9

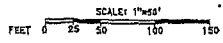
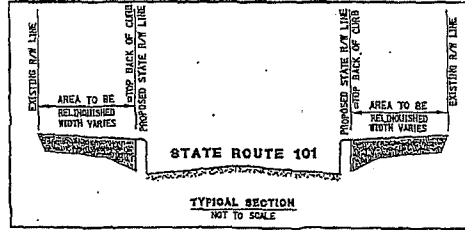
SEE SHEET 2 OF 9

STATE ROUTE 101
VAN NESS AVE

NO.	RADIAL BEARING
L13	S07°31'32"E
L9	N10°18'53"W
L17	S08°14'51"E
L18	N08°11'19"W
L19	S09°08'13"E
L20	N05°28'32"W
L21	S07°26'46"E
L22	N07°38'17"W
L23	S07°24'19"E
L24	N07°59'24"W
L25	S08°59'11"E
L26	N03°12'40"W
L27	S08°05'23"E
L28	N08°58'23"W
L29	S05°45'54"E
L30	N09°34'41"W
L31	S08°14'57"E
L32	N07°30'36"W

NOTE:
RESERVING TO THE STATE OF CALIFORNIA AN EASEMENT FOR ANY AND ALL STATE OWNED FACILITIES AND RELATED APPURTENANCES, RESERVED HEREON WITHIN ALL SEGMENTS.

NOTE: The State's rights are not extinguished until recodation of related California Transportation Commission resolution.



AREA TO BE RELINQUISHED TO THE CITY AND COUNTY OF SAN FRANCISCO ON TOP BACK OF CURB TO EXISTING STATE R/W

LEGEND
 ○ CALCULATED POINT
 ▲ CONTROL POINT USED AS NOTED
 (R) RADIAL BEARING
 R/W RIGHT OF WAY

STATE OF CALIFORNIA
 CALIFORNIA STATE TRANSPORTATION AGENCY
 DEPARTMENT OF TRANSPORTATION
**RIGHT OF WAY
 RELINQUISHMENT**
 REL. NO. 56130
 TO THE CITY AND COUNTY OF SAN FRANCISCO
 FOR PREVIOUS R/W INFORMATION SEE
 MAP(S) R-65T.9 & 10

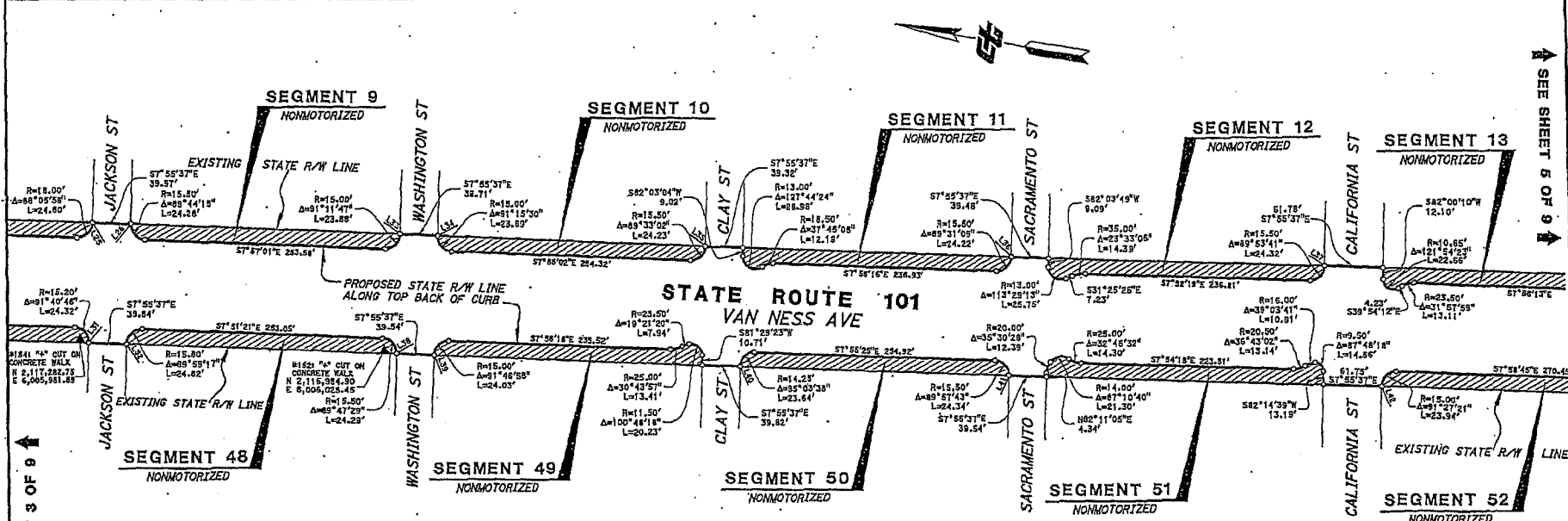
DATE: 08/2016	EA(6): 3A2702	CONTRACT NO.: 3A2704
DRAWN BY: A. ZHONG	CHECKED BY:	
DISTRICT	COUNTY	ROUTE
04	SF	101
SHEET	PM	SHEET NO./TOTAL SHEETS
6.3	3	9

M-1608

Coordinates and bearings are on CCS 1983, Zone 3, Epoch 2010.00. Distances and stationing are grid distances. Multiply by 0.99992656 to obtain ground distances. All distances are in feet unless otherwise noted.

CITY OF SAN FRANCISCO

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SEE SHEET 6 OF 9

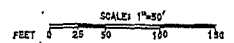
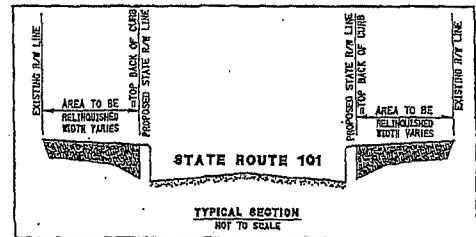
SEE SHEET 3 OF 9

STATE ROUTE 101
VAN NESS AVE

NO.	RADIAL BEARING
L26	S05°59'11"E
L46	N04°12'49"W
L31	S08°14'37"E
L32	N07°50'38"W
L33	S09°08'46"E
L34	N08°39'31"W
L35	S07°26'04"E
L36	S07°27'25"E
L37	S07°45'01"E
L38	S08°03'52"E
L39	N08°42'13"W
L40	N12°55'02"W
L41	S07°57'41"E
L42	N09°28'06"W

NOTE:
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- LEGEND
- CALCULATED POINT
 - ▲ CONTROL POINT USED AS NOTED
 - (R) RADIAL BEARING
 - R/W RIGHT OF WAY

STATE OF CALIFORNIA
CALIFORNIA STATE TRANSPORTATION AGENCY
DEPARTMENT OF TRANSPORTATION
**RIGHT OF WAY
RELINQUISHMENT**
REL. NO. 56130
TO THE CITY AND COUNTY OF SAN FRANCISCO
FOR PREVIOUS R/W INFORMATION SEE
MAP(S) R-65T.10

DATE: 08/2016	EA(s): 3A2702	CONTRACT NO.: 3A2704			
DRAWN BY: A. ZHONG	CHECKED BY:				
DISTRICT	COUNTY	ROUTE	SHEET_PM	SHEET_NO.	TOTAL SHEETS
04	SF	101	6.1	4	9

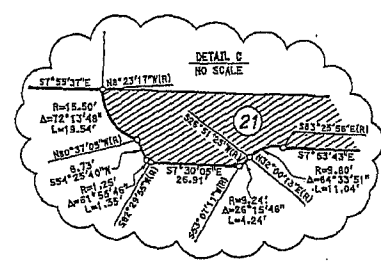
M-1608

PROJECT ID: 040000935

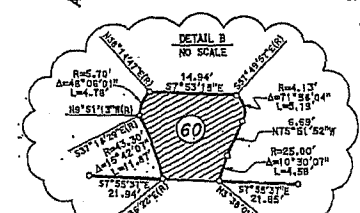
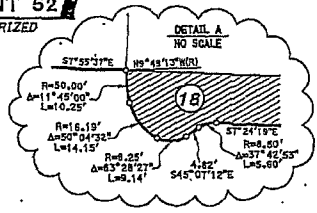
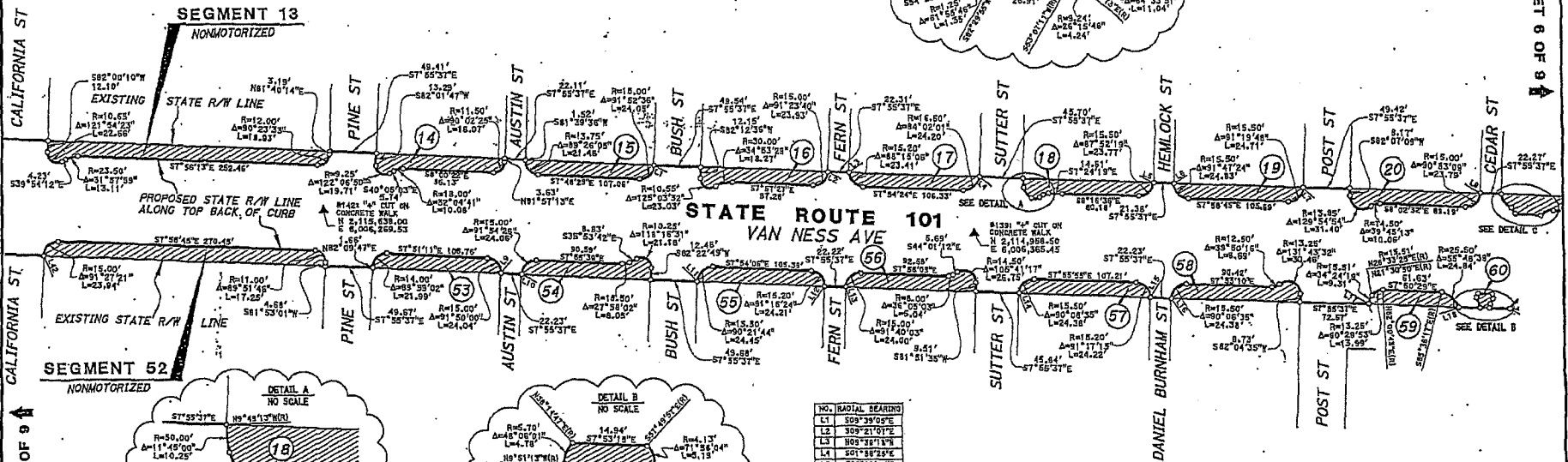
Coordinates and bearings are on CCS 1983, Zone 3, Epoch 2010.00. Distances and stationing are grid distances. Multiply by 0.99992656 to obtain ground distances. All distances are in feet unless otherwise noted.

CITY OF SAN FRANCISCO

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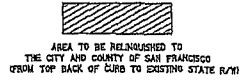
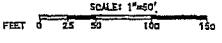
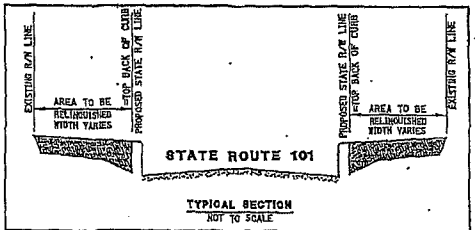
SEE SHEET 6 OF 9



NO.	RADIAL BEARING
L1	S05°35'02"E
L2	S09°21'01"E
L3	N03°36'11"W
L4	S01°38'28"E
L5	S04°08'58"E
L6	N00°11'21"W
L7	S01°11'32"E
L8	S04°55'40"E
L9	S04°01'11"E
L10	N00°30'04"E
L11	N00°15'50"W
L12	S00°37'42"E
L13	N00°35'12"W
L14	N04°02'20"W
L15	S04°34'40"E
L16	N01°59'48"W
L17	N01°50'54"W
L18	S23°49'39"E
L19	N02°28'00"W

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LEGEND
 ○ CALCULATED POINT
 ▲ CONTROL POINT USED AS NOTED
 (R) RADIAL BEARING
 R/W RIGHT OF WAY
 ○ SEGMENT NUMBER, NONMOTORIZED

STATE OF CALIFORNIA
 CALIFORNIA STATE TRANSPORTATION AGENCY
 DEPARTMENT OF TRANSPORTATION
**RIGHT OF WAY
 RELINQUISHMENT**
 REL. NO. 56130
 TO THE CITY AND COUNTY OF SAN FRANCISCO
 FOR PREVIOUS R/W INFORMATION SEE
 MAP(S) R-657.10

DATE: 08/2016	EA(s): 3A2T02	CONTRACT NO.: 3A2T04
DRAWN BY: A. ZHONG	CHECKED BY:	
DISTRICT: 04	COUNTY: SF	ROUTE: 101
SHEET PM: 5.8	SHEET NO.: 5	TOTAL SHEETS: 9

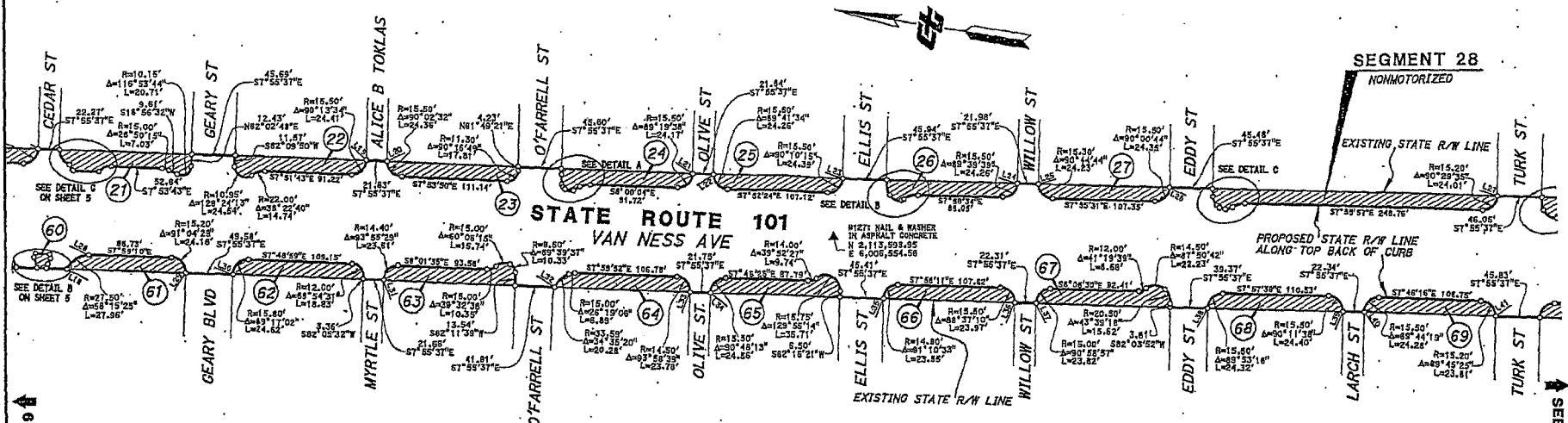
M-1608

PROJECT ID: 040000935

Coordinates and bearings are on CCS 1983, Zone 3, Epoch 2010.00. Distances and stationing are grid distances. Multiply by 0.99992656 to obtain ground distances. All distances are in feet unless otherwise noted.

CITY OF SAN FRANCISCO

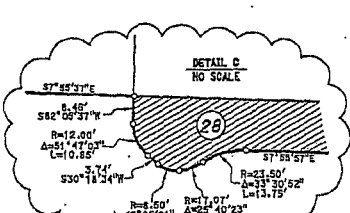
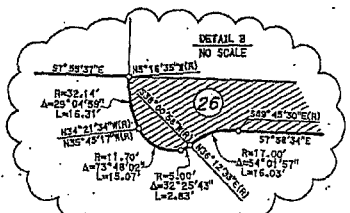
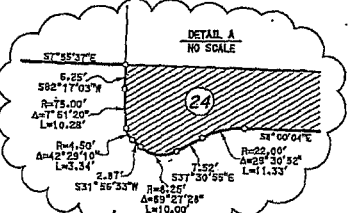
NOTE: The State of California or its officers or agents shall not be responsible for the accuracy or completeness of digital images of this map.



504

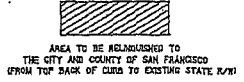
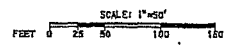
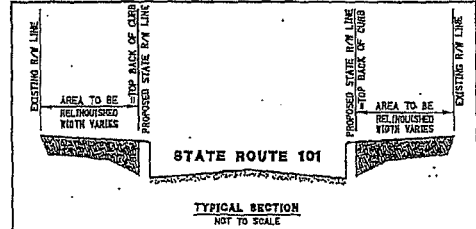
SEE SHEET 5 OF 9

SEE SHEET 7 OF 9



NO.	RADIAL BEARING	NO.	RADIAL BEARING
L18	N17°22'55"E	L30	N07°09'01"W
L19	S08°05'17"E	L31	X11°51'05"W
L20	N07°51'18"W	L32	N21°05'42"E
L21	S07°18'41"E	L33	S04°01'13"E
L22	N08°10'20"W	L34	N08°31'37"E
L23	S04°02'09"E	L35	N09°08'44"W
L24	S07°38'13"E	L36	S09°18'02"E
L25	N07°10'47"W	L37	N08°06'21"W
L26	S07°58'14"E	L38	N07°50'53"W
L27	S08°25'32"E	L39	S07°45'30"E
L28	N78°05'21"E	L40	N07°32'39"W
L29	S08°24'41"E	L41	S08°02'51"E

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- LEGEND
- CALCULATED POINT
 - ▲ CONTROL POINT USED AS NOTED
 - (R) RADIAL BEARING
 - R/W RIGHT OF WAY
 - SEGMENT NUMBER, NONMOTORIZED

STATE OF CALIFORNIA
CALIFORNIA STATE TRANSPORTATION AGENCY
DEPARTMENT OF TRANSPORTATION
RIGHT OF WAY RELINQUISHMENT
REL. NO. 56130
TO THE CITY AND COUNTY OF SAN FRANCISCO
FOR PREVIOUS R/W INFORMATION SEE MAP(S) R-65T.8 & 10

DATE: 08/2016	EA(6): 3A2702	CONTRACT NO.: 3A2704
DRAWN BY: A. ZHONG	CHECKED BY:	
DISTRICT COUNTY ROUTE	SHEET PM	SHEET NO. TOTAL SHEETS
04 SF 101	5.5	6 9

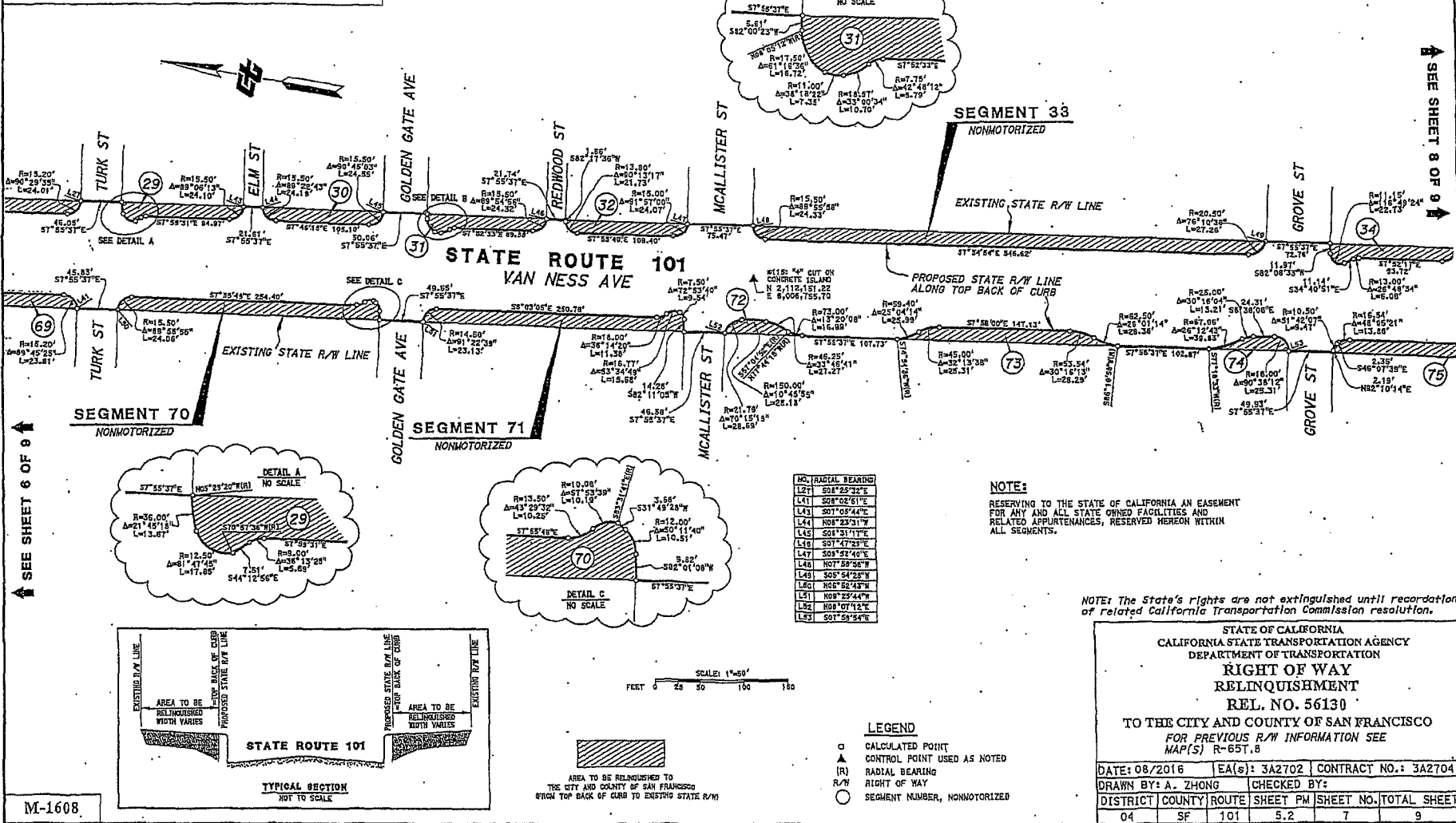
M-1608

PROJECT ID: 0400000935

Coordinates and bearings are on CCS 1983, Zone 3, Epoch 2010.00. Distances and stationing are grid distances. Multiply by 0.99992856 to obtain ground distances. All distances are in feet unless otherwise noted.

CITY OF SAN FRANCISCO

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SEE SHEET 6 OF 9

SEE SHEET 8 OF 9

M-1608

STATE OF CALIFORNIA
CALIFORNIA STATE TRANSPORTATION AGENCY
DEPARTMENT OF TRANSPORTATION
**RIGHT OF WAY
RELINQUISHMENT**
REL. NO. 56130
TO THE CITY AND COUNTY OF SAN FRANCISCO
FOR PREVIOUS R/W INFORMATION SEE
MAP(S) R-65T.8

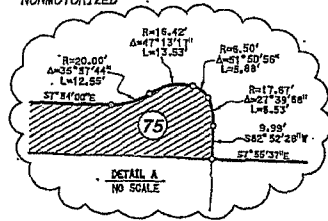
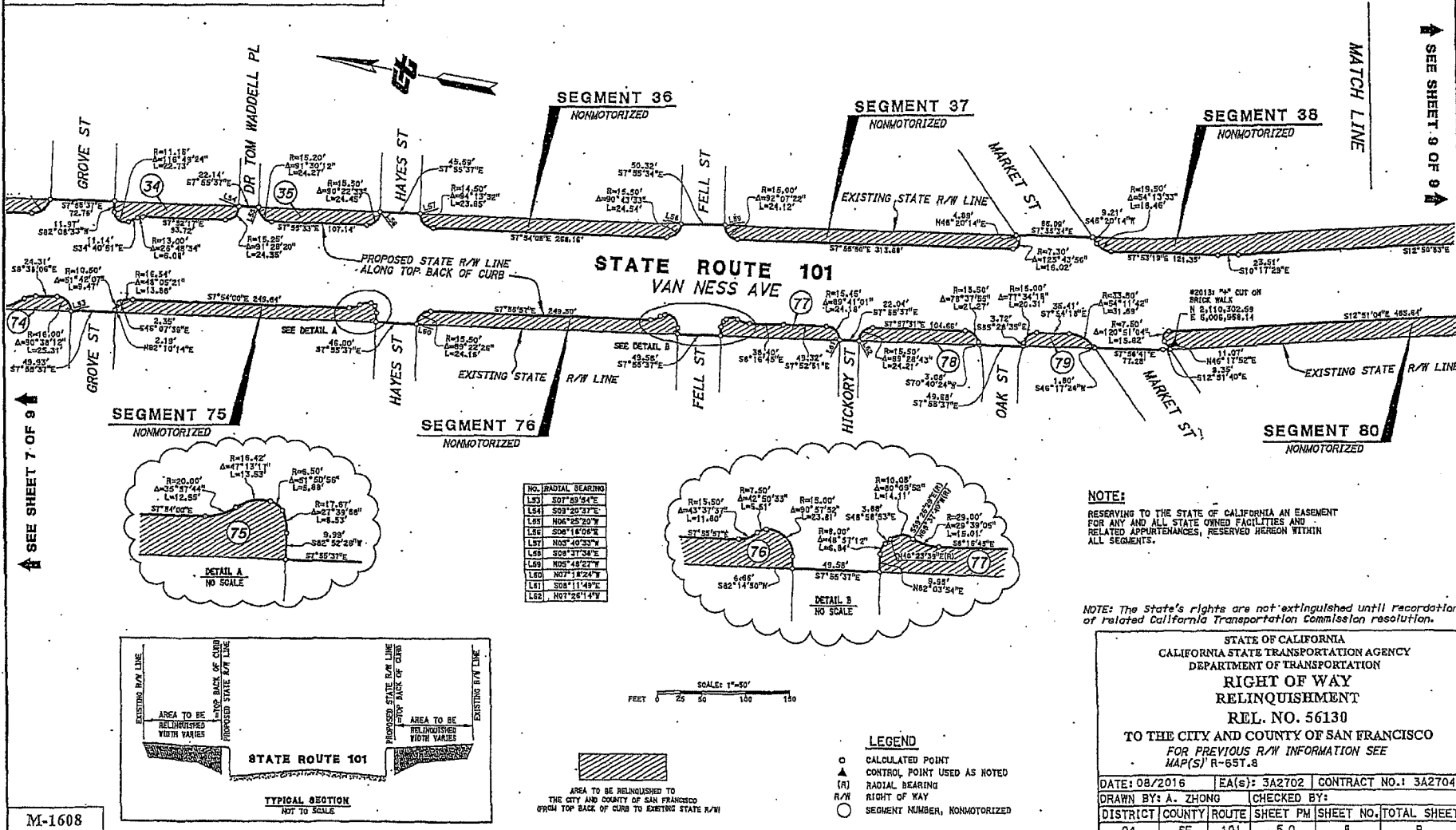
DATE: 08/2016	EA(s): 3A2702	CONTRACT NO.: 3A2704
DRAWN BY: A. ZHONG	CHECKED BY:	
DISTRICT	COUNTY	ROUTE
04	SF	101
		5.2
		7
		9

PROJECT ID: 040000935

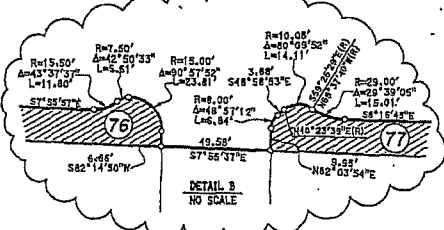
coordinates and bearings are on CCS 1983, Zone 3, Epoch 2010.00. Distances and stationing are grid distances. Multiply by 0.99992656 to obtain ground distances. All distances are in feet unless otherwise noted.

CITY OF SAN FRANCISCO

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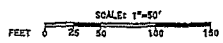
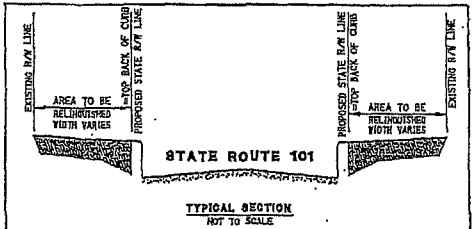


NO.	RADIAL BEARING
L93	S07°59'54"E
L94	S09°20'37"E
L95	N04°25'20"W
L96	S08°18'08"W
L97	N03°40'33"W
L98	S08°37'34"W
L99	N05°48'27"W
L80	N07°18'24"W
L81	S08°11'49"E
L82	N07°26'14"W



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- LEGEND**
- CALCULATED POINT
 - CONTROL POINT USED AS NOTED
 - (R) RADIAL BEARING
 - R/W RIGHT OF WAY
 - SEGMENT NUMBER, NONMOTORIZED

STATE OF CALIFORNIA
CALIFORNIA STATE TRANSPORTATION AGENCY
DEPARTMENT OF TRANSPORTATION
**RIGHT OF WAY
RELINQUISHMENT**
REL. NO. 56130
TO THE CITY AND COUNTY OF SAN FRANCISCO
FOR PREVIOUS R/W INFORMATION SEE
MAP(S) R-6ST.8

DATE: 08/2016	EA(S): 3A2702	CONTRACT NO.: 3A2704
DRAWN BY: A. ZHONG	CHECKED BY:	
DISTRICT: 04	COUNTY: SF	ROUTE: 101
SHEET: 5.0	PH: 8	SHEET NO.: 9
TOTAL SHEETS: 9		

PROJECT ID: 0400000935

M-1608

506

SEE SHEET 7 OF 9

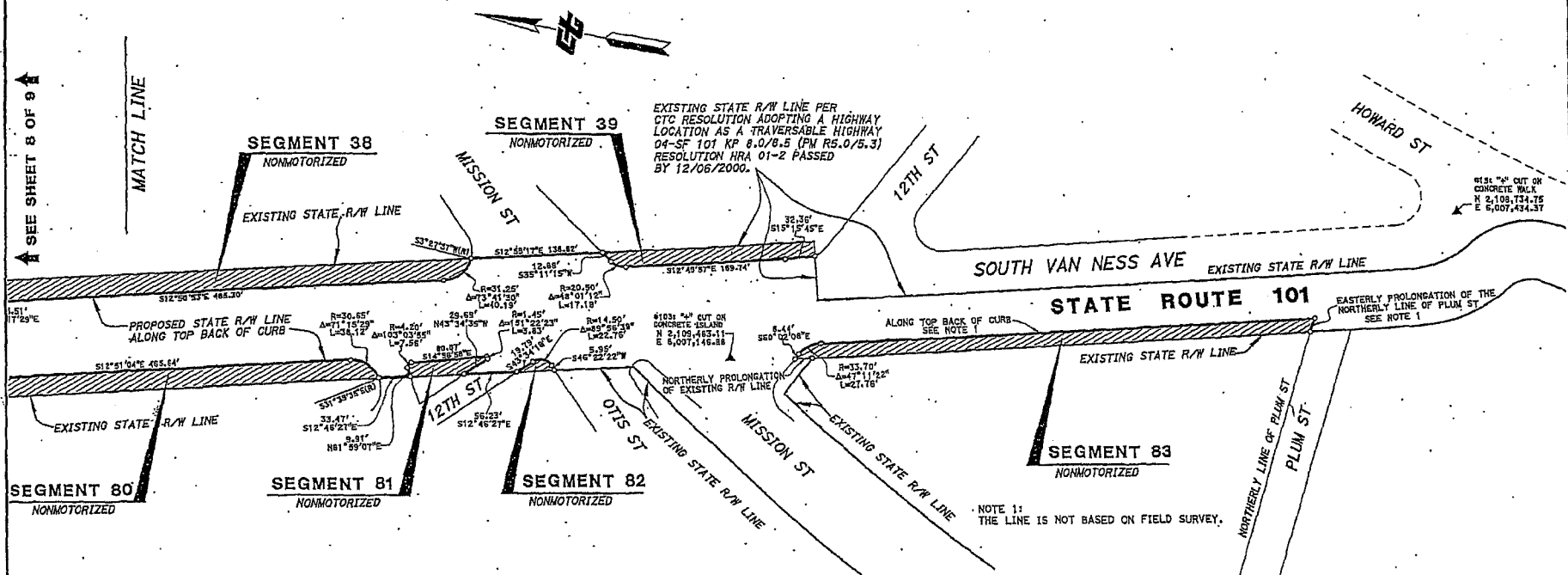
SEE SHEET 9 OF 9

MATCH LINE

Coordinates and bearings are on CGS 1983, Zone 3, Epoch 2010.00. Distances and stationing are grid distances. Multiply by 0.99992656 to obtain ground distances. All distances are in feet unless otherwise noted.

CITY OF SAN FRANCISCO

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SEE SHEET 8 OF 9

507

SEGMENT 80
NONMOTORIZED

SEGMENT 81
NONMOTORIZED

SEGMENT 82
NONMOTORIZED

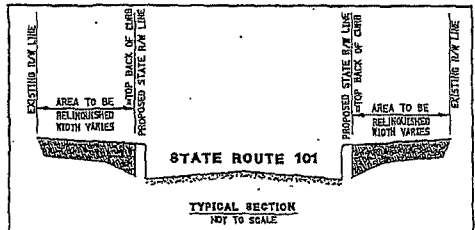
SEGMENT 83
NONMOTORIZED

EXISTING STATE R/W LINE PER CTC RESOLUTION ADOPTING A HIGHWAY LOCATION AS A TRAVERSABLE HIGHWAY 04-SF 101 KP 8.0/8.5 (PM RS.0/8.3) RESOLUTION HRA 01-2 PASSED BY 12/06/2000.

NOTE:
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NOTE 1:
THE LINE IS NOT BASED ON FIELD SURVEY.

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- LEGEND
- CALCULATED POINT
 - ▲ CONTROL POINT USED AS NOTED
 - (R) RADIAL BEARING
 - R/W RIGHT OF WAY

AREA TO BE RELINQUISHED TO THE CITY AND COUNTY OF SAN FRANCISCO FROM TOP BACK OF CURB TO EXISTING STATE R/W

STATE OF CALIFORNIA
CALIFORNIA STATE TRANSPORTATION AGENCY
DEPARTMENT OF TRANSPORTATION
**RIGHT OF WAY
RELINQUISHMENT**
REL. NO. 56130
TO THE CITY AND COUNTY OF SAN FRANCISCO
FOR PREVIOUS R/W INFORMATION SEE
MAP(S) R-30.18 & R-651.8

DATE: 08/2016	EA(s): 3A2702	CONTRACT NO.: 3A2704
DRAWN BY: A. ZHONG	CHECKED BY:	
DISTRICT: 04	COUNTY: SF	ROUTE: 101
SHEET: T4.7	PM: 9	SHEET NO.: 9
		TOTAL SHEETS: 9

PROJECT ID: 040000935

M-1608

CERTIFICATE OF ACCEPTANCE

This is to certify that the interest in real property conveyed by the foregoing California Transportation Commission Resolution No. _____, from the State of California to the City and County of San Francisco, a municipal corporation, is hereby accepted pursuant to Board of Supervisors' Resolution No. 18110 Series of 1939, approved August 7, 1957, and the grantee consents to recordation thereof by its duly authorized officer.

Dated: _____

By: _____
John Updike
Director of Property



SAN FRANCISCO PLANNING DEPARTMENT

General Plan Referral

1650 Mission St.
Suite 400
San Francisco,
CA 94103-2479

Date: November 22, 2016
Case No. Case No. 2016-014961GPR
**Relinquishment of Sidewalk Fronting Van Ness Avenue from
Caltrans to the City of San Francisco**

Reception: ..
415.558.6378

Fax:
415.558.6409

Block/Lot No.: Van Ness Avenue sidewalks between Plum Street and
Lombard Street

Planning
Information:
415.558.6377

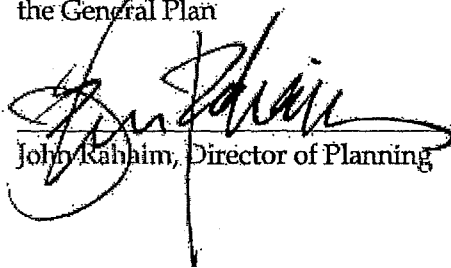
Project Sponsor: John Updike
25 Van Ness Avenue, Suite 400
San Francisco, CA 94102

Applicant: Same as Above

Staff Contact: Maggie Wenger - (415)-575-9126
Maggie.Wenger@sfgov.org

Recommendation: Finding the project, on balance, is in conformity with
the General Plan

*Recommended
By:*


John Kahaim, Director of Planning

PROJECT DESCRIPTION

The Project is Caltrans's proposed relinquishment of the sidewalks of Van Ness Ave between Plum Street and Lombard Street to the City. The proposed Project would not affect the structure or function of the sidewalk or Van Ness Avenue. The submittal is for a General Plan Referral to recommend whether the Project is in conformity with the General Plan, pursuant to Section 4.105 of the Charter, and Section 2A.52 and 2A.53 of the Administrative Code.

ENVIRONMENTAL REVIEW

On November 22, 2016, the Major Environmental Analysis of the Department determined that the Project (City acquisition of sidewalks along Van Ness Avenue) is Categorical Exempt from Environmental Review under CEQA Guidelines Section 15060 (c) and 15378 because there is no direct or indirect physical change in the environment.

GENERAL PLAN COMPLIANCE AND BASIS FOR RECOMMENDATION

The Project is the City's proposed acquisition of the sidewalk fronting Van Ness Avenue from Caltrans. This acquisition extends from Lombard Street in the north to Plum Street in the south and includes all sidewalks along both sides of Van Ness Avenue. The Project is consistent with the Eight Priority Policies of Planning Code Section 101.1 as described in the body of this letter and is, on balance, in-conformity with the following Objectives and Policies of the General Plan:

TRANSPORTATION ELEMENT

POLICY 1.2

Ensure the safety and comfort of pedestrians throughout the city.

Safety is a concern in the development and accommodation of any part of the transportation system, but safety for pedestrians (which includes disabled persons in wheelchairs and other ambulatory devices) should be given priority where conflicts exist with other modes of transportation. Even when the bulk of a trip is by transit, automobile or bicycle, at one point or another nearly every person traveling in San Francisco is a pedestrian.

The proposed relinquishment of sidewalk from Caltrans to the City is consistent with maintaining the current sidewalk width and condition along Van Ness Avenue. The structure and function of the sidewalk will not be affected by the relinquishment.

POLICY 23.1

Provide sufficient pedestrian movement space with a minimum of pedestrian congestion in accordance with a pedestrian street classification system.

Sidewalks should be sufficiently wide to comfortably carry existing and expected levels of pedestrians, and to provide for necessary pedestrian amenities and buffering from adjacent roadways. The need for these elements varies by the street context – sidewalk width should be based on the overall context and role of the street.

The proposed relinquishment of sidewalk from Caltrans to the City is consistent with maintaining the current sidewalk width and condition along Van Ness Avenue. The structure and function of the sidewalk will not be affected by the relinquishment.

VAN NESS AREA PLAN

POLICY 1.1

Encourage development of high density housing above a podium of commercial uses in new construction or substantial expansion of existing buildings.

The proposed relinquishment of sidewalk from Caltrans to the City will support the development of high density housing consistent with the Van Ness Area Plan by streamlining the approval process for building design.

POLICY 1.4

Maximize the number of housing units.

The proposed relinquishment of sidewalk from Caltrans to the City will support the development of high density housing consistent with the Van Ness Area Plan by streamlining the approval process for building design.

POLICY 5.2

Encourage a regular street wall and harmonious building forms along the Avenue.

The proposed relinquishment of sidewalk from Caltrans to the City will facilitate development consistent with the Urban Design goals of the Van Ness Area Plan by streamlining the approval process for building design and streetscape improvements.

POLICY 5.5

Encourage full lot development resulting in a maximum number of dwelling units.

The proposed relinquishment of sidewalk from Caltrans to the City will facilitate development consistent with the Urban Design goals of the Van Ness Area Plan by streamlining the approval process for building design and streetscape improvements.

POLICY 6.1

Design exterior facades which complement and enhance significant works of architecture along the Avenue.

The proposed relinquishment of sidewalk from Caltrans to the City will support development consistent with the Urban Design goals of the Van Ness Area Plan by streamlining the approval process for building design and streetscape improvements.

POLICY 6.4

Differentiate bases of buildings and incorporate detail at ground level through variety in materials, color, texture and architectural projections. Provide windows with clear glass throughout the building.

The proposed relinquishment of sidewalk from Caltrans to the City will support development consistent with the Urban Design goals of the Van Ness Area Plan by streamlining the approval process for building design and streetscape improvements.

POLICY 8.1

Require sponsors of major renovation or new development projects to improve and maintain the sidewalk space abutting their properties according to the guidelines contained in this Plan.

The proposed relinquishment of sidewalk from Caltrans to the City will support streetscape improvements consistent with the Van Ness Area Plan. The City will review sidewalk projects for consistency with Streetscape, Urban Forest, and other public realm plans instead of Caltrans reviewing projects for consistency with state transportation standards.

POLICY 8.2

**Where there are no trees, plant trees within the sidewalk space and the median strip.
Maintain existing healthy trees and replace unhealthy ones.**

The proposed relinquishment of sidewalk from Caltrans to the City will support streetscape improvements consistent with the Van Ness Area Plan. The City will review sidewalk projects for consistency with Streetscape, Urban Forest, and other public realm plans instead of Caltrans reviewing projects for consistency with state transportation standards.

POLICY 8.9

Provide attractive street furniture at convenient locations and intervals throughout the length of the street.

The proposed relinquishment of sidewalk from Caltrans to the City will support streetscape improvements consistent with the Van Ness Area Plan. The City will review sidewalk projects for consistency with Streetscape, Urban Forest, and other public realm plans instead of Caltrans reviewing projects for consistency with state transportation standards.

PROPOSITION M FINDINGS – PLANNING CODE SECTION 101.1

Planning Code Section 101.1 establishes Eight Priority Policies and requires review of discretionary approvals and permits for consistency with said policies. The Project, relinquishment of sidewalks fronting Van Ness Avenue from Caltrans to the City, is found to be consistent with the Eight Priority Policies as set forth in Planning Code Section 101.1 for the following reasons:

Eight Priority Policies Findings

The subject project is found to be consistent with the Eight Priority Policies of Planning Code Section 101.1 in that:

The proposed project is found to be consistent with the eight priority policies of Planning Code Section 101.1 in that:

1. That existing neighborhood-serving retail uses be preserved and enhanced and future opportunities for resident employment in and ownership of such businesses enhanced.

The Project would have no effect on neighborhood serving retail uses or opportunities for employment in or ownership of such businesses.

2. That existing housing and neighborhood character be conserved and protected in order to preserve the cultural and economic diversity of our neighborhood.

The Project would have no effect on the City's housing stock or on neighborhood character. The existing housing and neighborhood character will not be negatively affected

3. That the City's supply of affordable housing be preserved and enhanced.

The Project would have no effect on the City's supply of affordable housing.

4. That commuter traffic not impede MUNI transit service or overburden our streets or neighborhood parking.

The State will be relinquishing the sidewalk in its existing conditions. Commuter traffic, MUNI transit service, and neighborhood parking will not be altered or affected.

5. That a diverse economic base be maintained by protecting our industrial and service sectors from displacement due to commercial office development, and that future opportunities for residential employment and ownership in these sectors be enhanced.

The sidewalk relinquishment will not affect the existing economic base in this area.

6. That the City achieve the greatest possible preparedness to protect against injury and loss of life in an earthquake.

The sidewalk relinquishment would not adversely affect achieving the greatest possible preparedness against injury and loss of life in an earthquake.

7. That landmarks and historic buildings be preserved.

Landmarks and historic buildings will not be negatively affected with the relinquishment of the sidewalk.

8. That our parks and open space and their access to sunlight and vistas be protected from development.

Parks and open space will not be affected with the relinquishment of the sidewalk.

RECOMMENDATION:	Finding the Project, on balance, in-conformity with the General Plan
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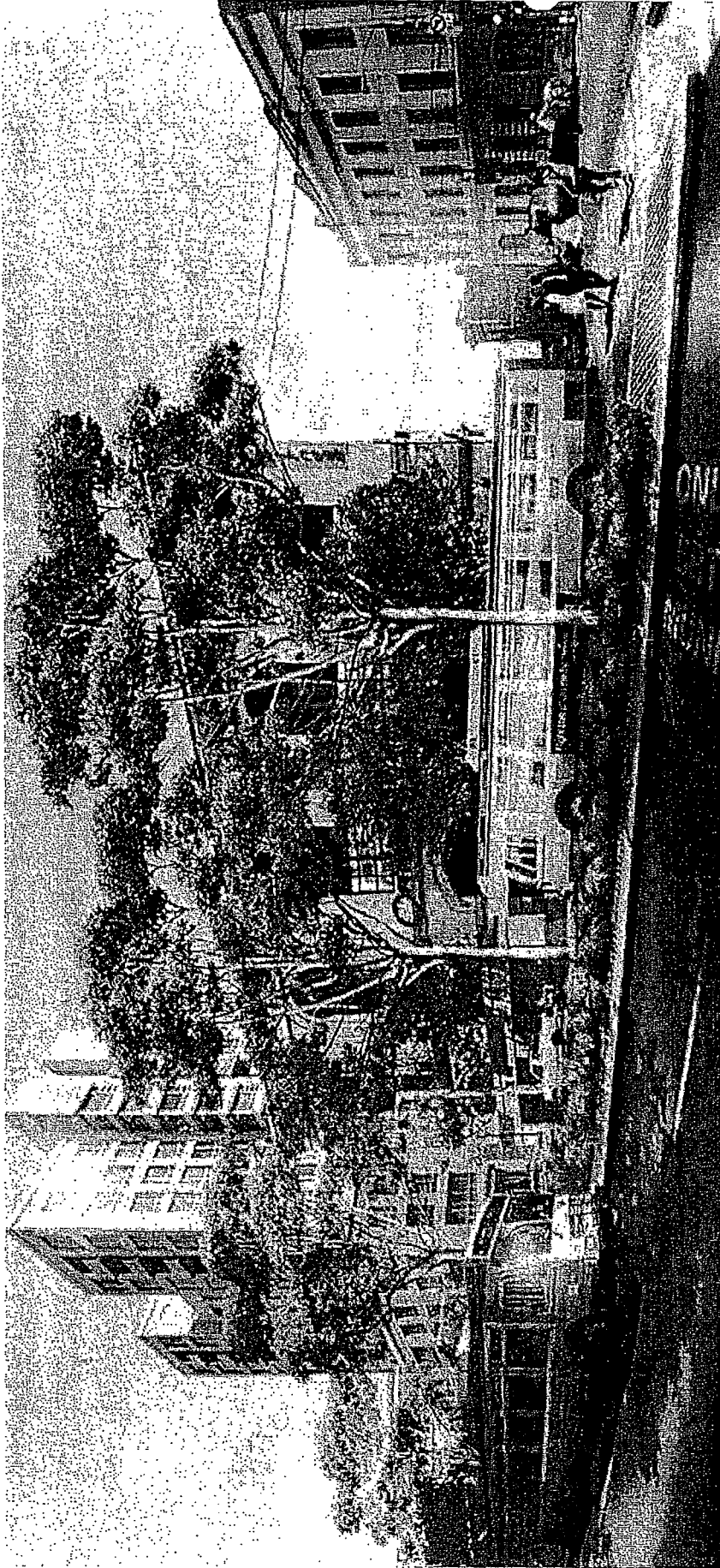
Attachments:

Site Plan

Aerial photos of site

File No. 161285
12/5/2010 Presented in Committee

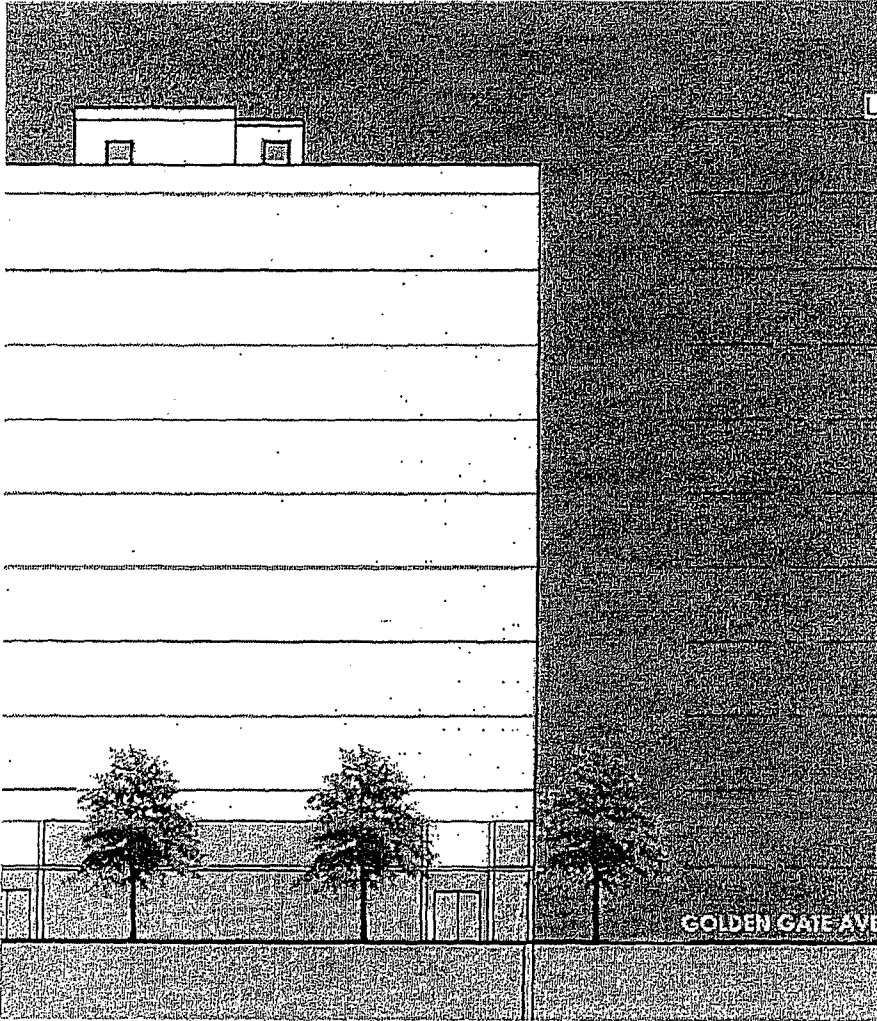
Van Ness Avenue



City Policy for Van Ness Avenue

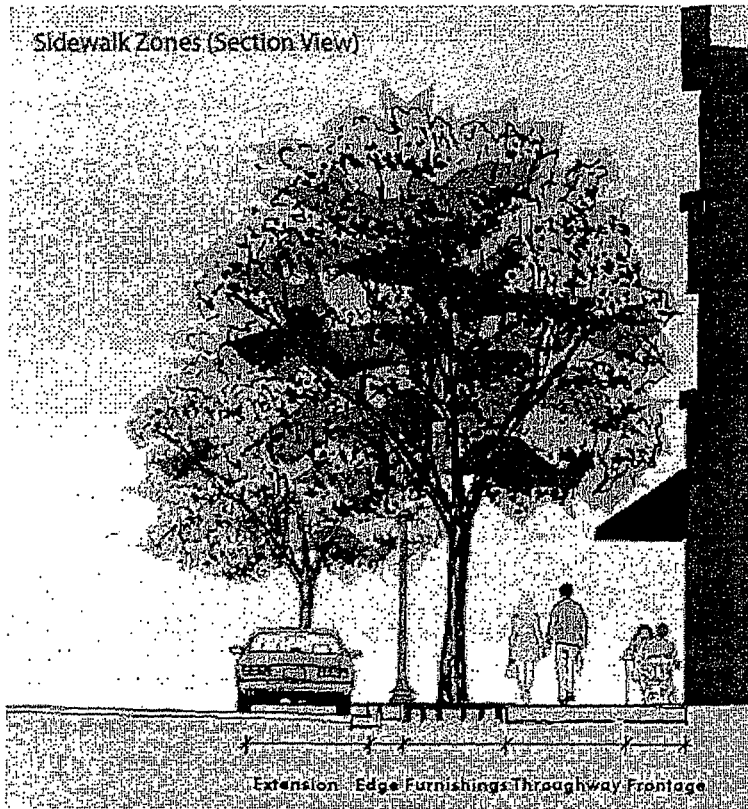
- POLICY 1.4 Maximize the number of housing units.
- POLICY 5.2 Encourage a regular street wall and harmonious building forms along the Avenue.
- POLICY 5.5 Encourage full lot development resulting in a maximum number of dwelling units.
- POLICY 6.1 Design exterior facades which complement and enhance significant works of architecture along the Avenue.
- POLICY 6.4 Differentiate bases of buildings and incorporate detail at ground level through variety in materials, color, texture and architectural projections. Provide windows with clear glass throughout the building.
- POLICY 8.1 Require sponsors of major renovation or new development projects to improve and maintain the sidewalk space abutting their properties according to the guidelines contained in this Plan.
- POLICY 8.9 Provide attractive street furniture at convenient locations and intervals throughout the length of the street.

City Policy for Van Ness Avenue



- POLICY 1.4 **Maximize** the number of **housing** units.
- POLICY 5.2 Encourage a **regular street wall** and harmonious building forms along the Avenue.
- POLICY 5.5 Encourage full lot development resulting in a maximum number of dwelling units.

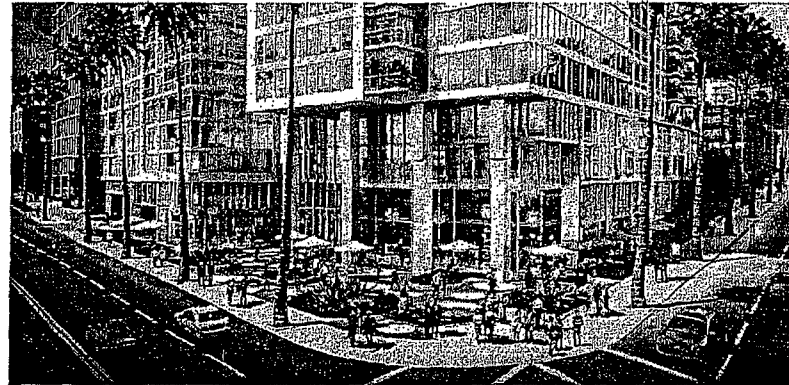
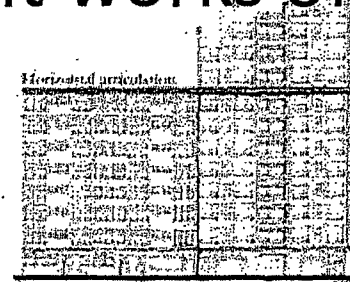
City Policy for Van Ness Avenue



- POLICY 6.4 Differentiate bases of buildings and incorporate **detail at ground level** through variety in materials, color, texture and architectural projections. Provide windows with clear glass throughout the building.

City Policy for Van Ness Avenue

- POLICY 6.1 Design exterior **facades** which complement and enhance significant works of architecture along the Avenue.



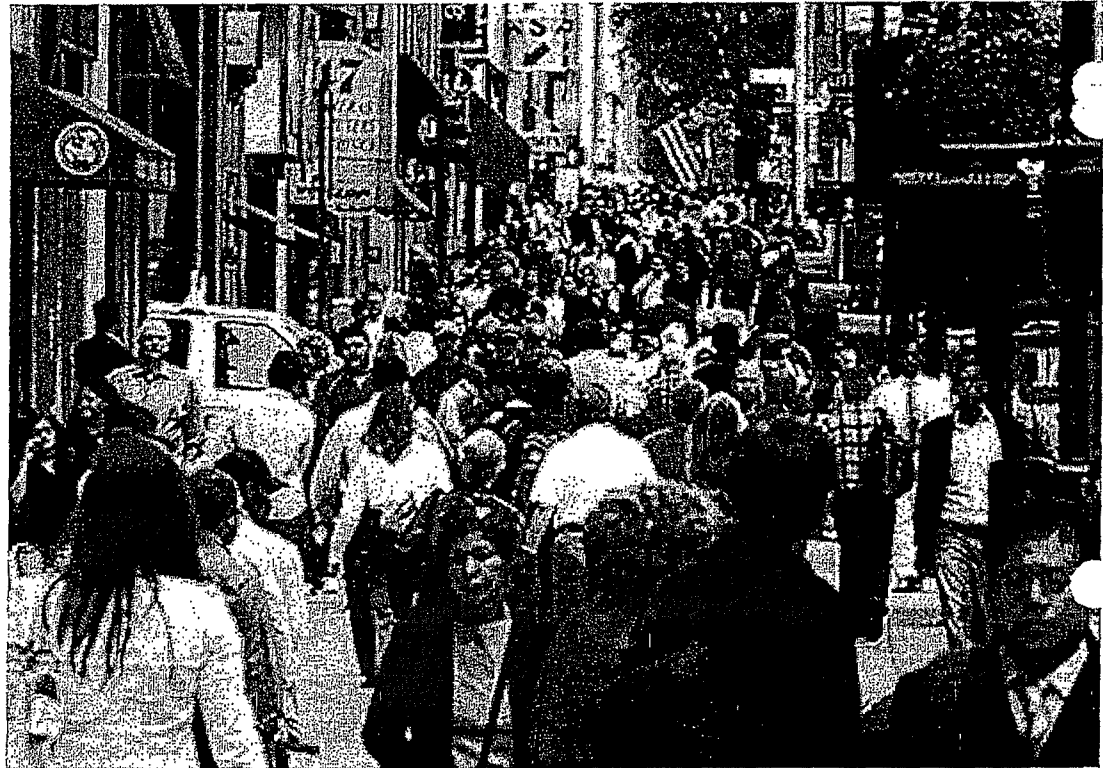
City Policy for Van Ness Avenue



- POLICY 8.1 Require sponsors of major renovation or new development projects to **improve and maintain the sidewalk space** abutting their properties according to the guidelines contained in this Plan.
- POLICY 8.9 Provide **attractive street furniture** at convenient locations and intervals throughout the length of the street.

City Policy for Van Ness Avenue

- POLICY 1.4 Maximize the number of housing units.
- POLICY 5.5 Encourage full lot development resulting in a maximum number of dwelling units.



State Policy for Van Ness Avenue

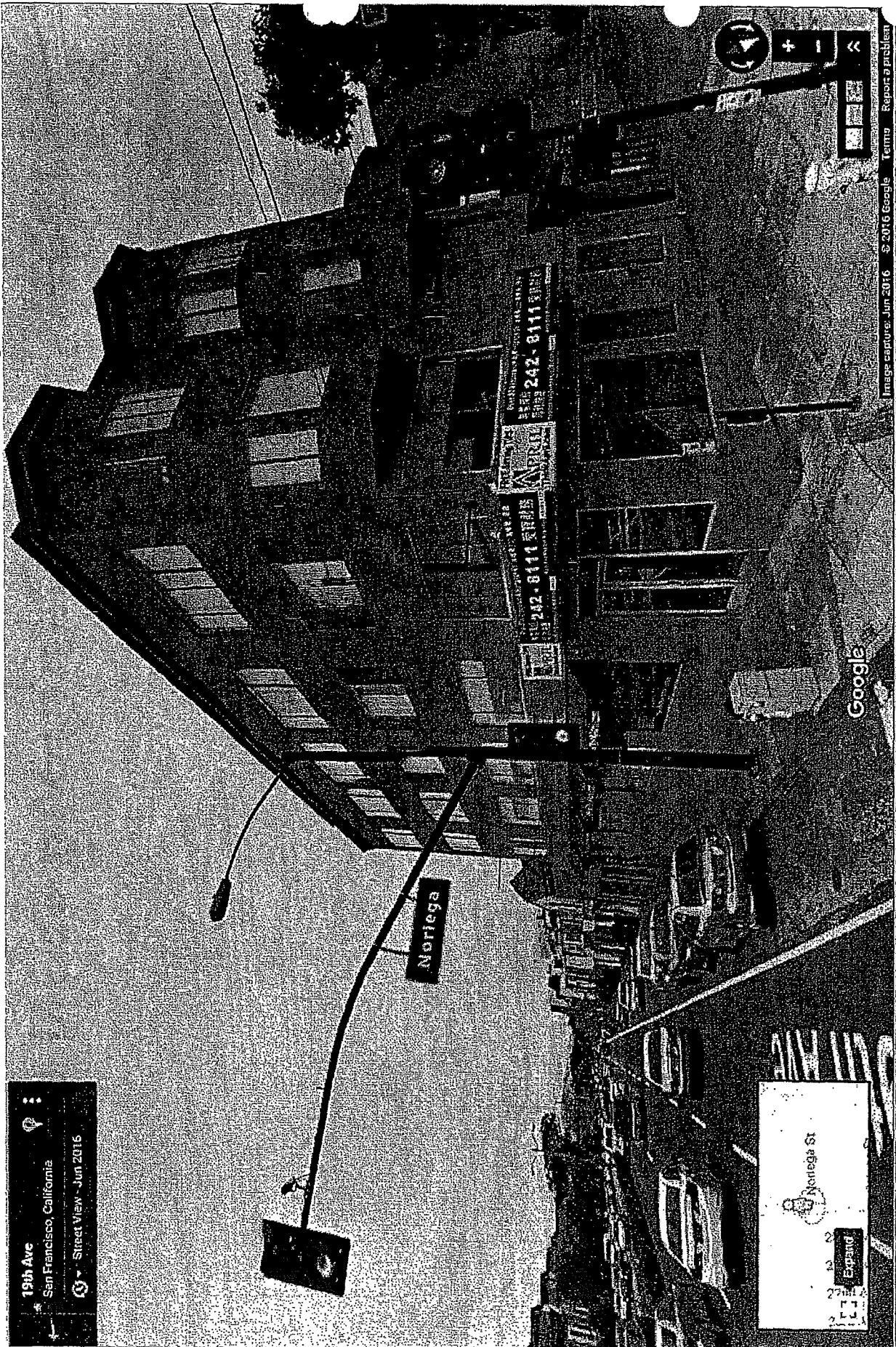
State Smart Transportation Initiative, 2014

Seeks *“Improved response to community needs and state planning goals”* and Endorsement of **livable, multimodal streets** and **complete streets**.

(http://www.dot.ca.gov/CIP/docs/CTSSTI_report_final122214.pdf)

Caltrans Encroachment Permit Manual, Chapter 1, Section 101, pages 1-2:

"Encroachment permits are not issued to allow building structures to extend into the State highway right-of-way, e.g., bay windows, cornices, and decorative features that extend beyond the surface of a building. To do so would grant exclusive use of public property to private entities without compensation." (Exception: see Advertising Displays, Section 501.3)



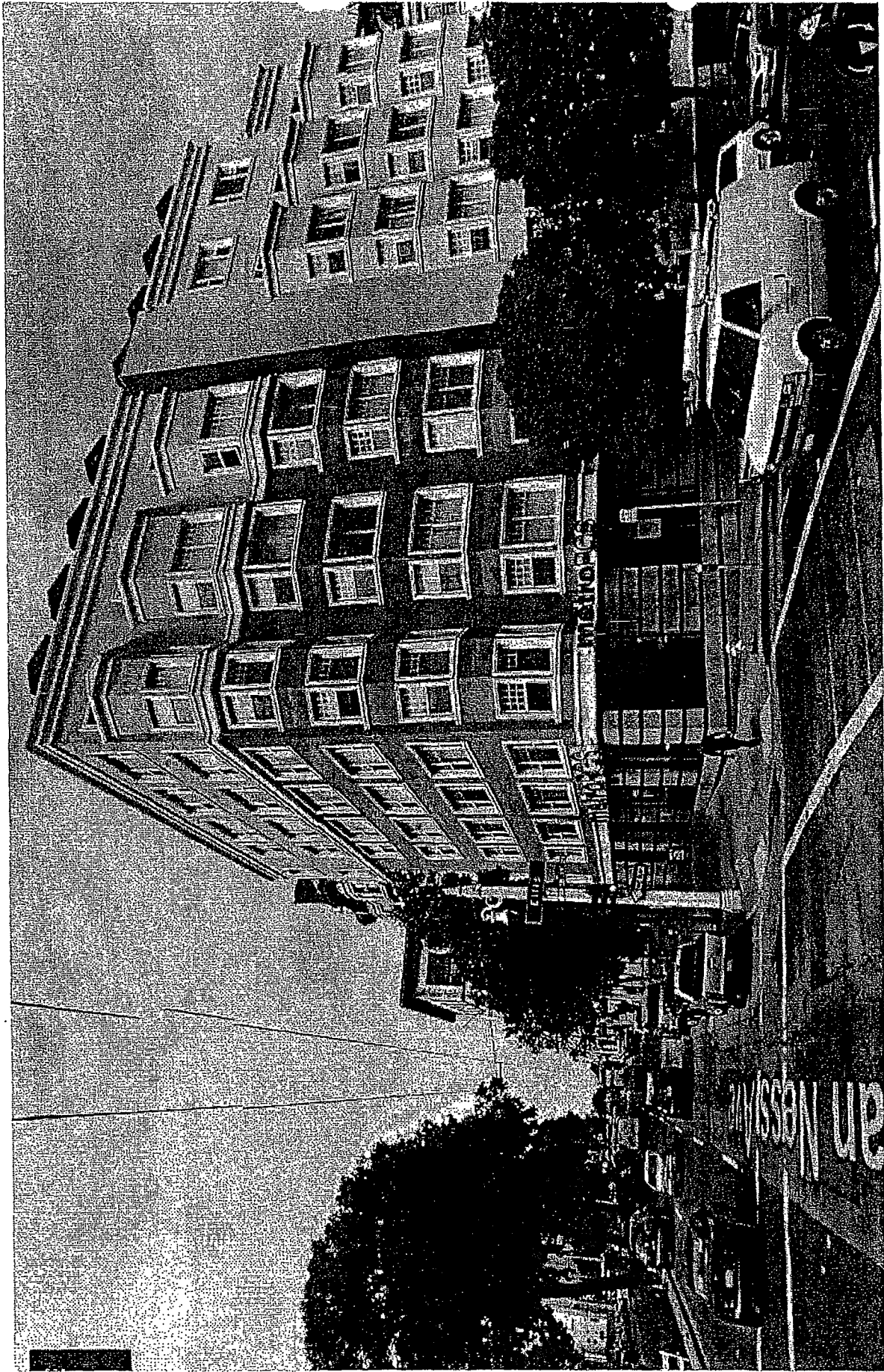
Noriega at 19th Avenue

19th Ave
San Francisco, California
Street View - Jun 2016

Google

Image capture: Jun 2016 © 2016 Google Terms Report a problem

Noriega St
Expand



Van Ness Avenue @ Ellis Street

OFFICE OF THE MAYOR
SAN FRANCISCO



RECEIVED
OF SUPERVISORS, EDWIN M. LEE
SAN FRANCISCO

NOV 29 PM 3:46

TO: Angela Calvillo, Clerk of the Board of Supervisors
BY: *ELC*
FROM: *for* Mayor Edwin M. Lee *ELC*
RE: Real Property Acquisition - Sidewalks Along Portions of Van Ness Avenue
and South Van Ness Avenue
DATE: November 29, 2016

Attached for introduction to the Board of Supervisors is an ordinance authorizing the Director of Property to agree to acquire and accept the State of California's relinquishment of all its right, title, and interest in and to the sidewalks along portions of Van Ness Avenue (between Lombard Street and Market Street), portions of South Van Ness Avenue (between Market Street and Plum Street), and the underlying real property (if any and without warranty), except as otherwise excepted and reserved by the State of California; authorizing the placement of such sidewalks and real property, upon acquisition, under the jurisdiction of the Department of Public Works; authorizing additional official City actions required to consummate the relinquishment of the sidewalks; authorizing the Director of Public Works to amend an existing Delegated Maintenance Agreement with the State of California regarding shared maintenance of portions of Van Ness Avenue and maintenance cost allocation, upon relinquishment of the sidewalks; waiving fees and bonding requirements for the State of California that would be otherwise applicable to excavation permits; waiving the required 90-days' notice of intention to relinquish set forth in California Streets and Highways Code, Section 73; adopting the Planning Department's determination that such acquisition is consistent with the General Plan and the Eight Priority Policies of Planning Code, Section 101.1; and adopting the Planning Department's determination under the California Environmental Quality Act.

We respectfully request a waiver of the 30-day hold and that this item be calendared in Land Use Committee on December 5, 2016 and sent forward as a Committee Report to the full Board on December 6, 2016.

Should you have any questions, please contact Mawuli Tugbenyoh (415) 554-5168.